

It is expected that a quorum of the Personnel Committee, Board of Public Works, Plan Commission, and the Administration Committee will be attending this meeting; (although it is not expected that any official action of any of those bodies will be taken)

CITY OF MENASHA
Common Council Meeting
Council Chambers, 3rd Floor- 140 Main St., Menasha
January 15, 2007

7:00 PM

AGENDA

 [← Back](#)  [Print](#)

I. CALL TO ORDER

A. -

II. PLEDGE OF ALLEGIANCE

A.

III. ROLL CALL/EXCUSED ABSENCES

A. -

IV. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

A. Common Council, 1/2/06

[Attachments](#)

Minutes to receive:

B. Minutes to Receive

[Attachments](#)

Communications:

1. Communications

[Attachments](#)

V. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY

Five (5) minute time limit for each person

A. -

VI. APPOINTMENTS

A. Accept letter of resignation from Dorothy Hoks for Committee on Aging

B. Mayor's Appointment to the Committee on Aging:

1. Roy Rogers, 821 Arthur St., to replace Dorothy Hoks for the term of January 18, 2007 to February 1, 2008

VII. CLAIMS AGAINST THE CITY

A. -

VIII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

A. -

IX. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission:

1. 1/2/07; Recommends approval of the rezoning as proposed with the condition that the adequacy of existing ordinance language and enforcement is reviewed within 60 days and request that adequate resources be applied if necessary.

B. Administration Committee:

1. Steam Plant Noise
2. Request of Associated Appraisers to change in-office hours [Attachments](#)
3. Rescission of Tax §74.33(1)(a) and (f) - Agricultural Use Status of Calumet County Parcels #7-00001-00, 7-00002-01 [Attachments](#)
4. Approve Buddi Sagar Subedi as agent for Bulk Petroleum Corp & Gurpal Wisconsin Station LLC, d/b/a Marathon, 209 Racine Street [Attachments](#)
5. RW Management Contract for Safety Coordination and Project Management for the term of January 2, 2007 to March 31, 2007 and authorize signature [Attachments](#)
6. Accounts payable and payroll for the period of 1-4-07 to 1-11-07 for the amount of \$7,350,281.13 [Attachments](#)

C. Board of Public Works:

1. Change Order--CD Smith Construction, Inc. Water Treatment Plant Modifications; Contract Unit No. M002-940266.02; DEDUCT: \$5,981.00 (Change Order No.4) [Attachments](#)
2. Payment -- Dorner, Inc.; Nature's Way; Contract Unit No. 2006-08\$104,729.62 (Payment No. 2) [Attachments](#)
3. Request to Reinstall Street Light near 852 Fifth Street; Pole No. 2067
4. Authorization to Execute Agreement for Engineering Services; Wastewater Collection System Rehabilitation Improvements; Phase 3 [Attachments](#)

X. ORDINANCES AND RESOLUTIONS

- A. O-1-07 - An Ordinance Relating to City of Menasha Purchasing Policy [Attachments](#)
- B. O-2-07 - An Ordinance Relating to "Dry Nights" at Licensed Premises [Attachments](#)
- C. O-3-07 - An Ordinance Amending Title 13 by Making Certain Changes in the District (Drifka Rezoning) [Attachments](#)
- D. R-2-07 - Resolution Relating to Reduction of Poll Workers [Attachments](#)
- E. R-3-07 - A Resolution Declaring Official Intent to Reimburse Expenditures for Clean Water Fund Loan Program [Attachments](#)

XI. HELD OVER BUSINESS

A. -

XII. COUNCIL DIRECTIVES

- A. ALL DEPT. HEADS - Merging of supply vendors (Ald. Hendricks)**
- B. CA/HRD Brandt - Status of Heckrodt Annexation (Ald. Chase)**
- C. CA/HRD Brandt - Tax exempt status of SCA Tissue (Ald. Eckstein)**
- D. CA/HRD Brandt - Status of Gatehouse property (Ald. Hendricks)**
- E. CDD Keil - Status of 535 1st St. (Ald. Taylor)**
- F. CDD Keil - Status of 81 & 87 Racine St. (Ald. Taylor)**
- G. CDD Keil - Zoning code issues for Province Terrace (Ald. Merkes)**
- H. CDD Keil - Status of Theater project (Ald. Hendricks)**
- I. CDD Keil - Status of Larson Study (Ald. Michalkiewicz)**
- J. DPW Radtke- Status of hiring at Public Works Facility (Ald. Merkes)**

XIII. CITIZEN REPRISE (People from the gallery to be heard; only pertaining to matters on the agenda - five (5) minute time limit for each person)

- A. -**

XIV. ADJOURNMENT

- A. -**

Meeting Notice - Monday, February 5, 2007

Common Council - 7:00 PM

Administration Committee - 6:00 PM

Board of Public Works - 6:30 PM

"Menasha is committed to its diverse population. Our Non-English speaking population or others with disabilities are invited to contact the Menasha City Clerk at 967-5117 24 hours in advance of the meeting for the City to arrange special accommodations."

DRAFT

CITY OF MENASHA
Common Council Meeting
Council Chambers, 3rd Floor- 140 Main St., Menasha
January 2, 2007

MINUTES

 + Back  Print

I. CALL TO ORDER**A.**

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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Meeting called to order by Mayor Laux at 8:01p.m.

Moment of silence was held for County Supervisor and Former Alderman Forrest "Woody" Weber and his wife Dale Kathleen Weber who passed away on December 31, 2006. They will be missed.

II. ROLL CALL/EXCUSED ABSENCES**A.**

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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Present: Ald. Merkes, Taylor, Wisneski, Pack, Hendricks, Eckstein, Michalkiewicz, Chase.

Also Present: Mayor Laux, CA/HRD Brandt, PC Stanke, FC Vander Wyst, DPW Radtke, Comp/Treasurer Stoffel, PRD Tungate, Clerk Galeazzi, and the Press. Dept. Heads Excused: PHD Nett, CDD Keil

III. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE**Minutes to approve:****A. Administration Committee, 12/18/06**


Attachments
Item Action:
Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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B. Board of Public Works, 12/18/06


Attachments
Item Action:
Approved

Motions

DRAFT

Motion Type	Motion Text	Made By	Seconded By	Motion Result
C.	Common Council, 12/18/06			


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
D.	Personnel Committee, 12/18/06			


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	Minutes to Approve A-D Motion carried on voice vote	Alderman Michalkiewicz	Alderman Eckstein	Passed

Minutes to receive:

E. NM Fire Rescue, Joint Finance & Personnel Committee; 12/19/06


[Attachments](#)
Item Action:
 Approved

F. Housing Authority, 12/20/06


[Attachments](#)
Item Action:
 Approved

G. Library Board, 11/21/06


[Attachments](#)
Item Action:
 Approved

H. NM Sewerage Commission, 11/28/06


[Attachments](#)
Item Action:
 Approved

I. Park and Recreation Board, 12/11/06


[Attachments](#)
Item Action:
 Approved

J. Park and Recreation Board, 11/13/06


[Attachments](#)
Item Action:
 Approved

K. Public Hearing, 12/18/06; Special Use Permit-Kenwood Commons


[Attachments](#)
Item Action:
 Approved

L. Public Hearing, 12/18/06; Rezoning-Province Terrace


[Attachments](#)
Item Action:

DRAFT

Approved

Communications:

1. Robert Stevens to Ald. Merkes, 12/22/06; Televising of Council Meetings



Attachments
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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2. Brian Stedl to Ald. Merkes, 12/18/06; Televising of Council Meetings



Attachments
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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3. Brock Anderson to Ald. Merkes, 12/23/06; Televising of Council Meetings



Attachments
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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4. Cathy Pavich to Ald. Merkes, 12/27/06; Televising of Council Meetings



Attachments
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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5. Charlotte Reimer to Ald. Merkes, 12/28/06; Televising of Council Meetings



Attachments
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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6. Chris Evenson to Ald. Merkes, 12/19/06; Televising of Council Meetings



Attachments
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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7. Christopher Ziel to Ald. Merkes, 5/1/06; Televising of Council Meetings



Attachments
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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8. David, Dan & Nancy Zelinski to Ald. Merkes, 12/28/06; Televising of Council Meetings


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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9. Diana Super to Ald. Merkes, 12/27/06; Televising of Council Meetings


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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10. Dick Malueg to Ald. Merkes, 12/20/06; Televising of Council Meetings


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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11. Ald. Merkes, 12/28/06; Post Crescent Editorial: *Menasha Aldermen do disservice to constituents*


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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12. Comp. Stoffel, 12/28/06; Elan Bill


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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13. Ald. Merkes, 12/28/06; Fox Politics.net: Comments


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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14. Ald. Merkes, 12/28/06; Fox Politics.net article: *Televising and Franchise Taxes*


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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15. Ald. Merkes, 12/28/06; Post Crescent: It's Your Call


[Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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16.	Joan Michel to Ald. Merkes, 5/1/06; Televising of Council Meetings			
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[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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17.	JoAnn Harvey to Ald. Merkes, 12/26/06; Televising of Council Meetings			
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[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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18.	Joanne Roush to Ald. Merkes, 12/21/06; Televising of Council Meeting			
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[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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19.	Kathy Miller to Ald. Merkes, 4-30/06; Televising of Council Meetings			
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[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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20.	Kim Schick to Ald. Merkes, 12/23/06; Televising of Council Meetings			
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[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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21.	Laurie Luenhord to Ald. Merkes, 4/30/06; Televising of Council Meetings			
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[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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22.	Marjorie Velurgrass to Ald. Merkes, 12/28/06; Televising of Council Meetings			
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[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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23. Marty Pavich to Ald. Merkes, 12/27/06; Televising of Council Meetings

 [Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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24. Mary Ann Mulvey to Ald. Merkes, 12/27/06; Televising of Council Meetings

 [Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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25. Mary Nebel to Ald. Merkes, 12/28/06; Televising of Council Meetings

 [Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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26. Mary Tellock to Ald. Merkes, 4/30/06; Televising of Council Meetings

 [Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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27. Michael Hansel to Ald. Merkes, 11/12/05; Televising of Council Meetings

 [Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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28. Mike Austin to Ald. Merkes, 5/1/06; Televising of Council Meetings

 [Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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29. Patty Ulrich to Ald. Merkes, 12/26/06; Televising of Council Meetings

 [Attachments](#)
Item Action:
 Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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30. PWD Radtke, 12/28/06; 2007 Asphalt Paver Tabulation

 [Attachments](#)
Item Action:
 Approved

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Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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31. Ald. Merkes, 12/28/06; Post Crescent Letter: *Menasha meetings belong on television*

[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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32. Ald. Merkes, 12/28/06; Post Crescent Letter: *Menasha aldermen betrayed constituents*

[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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33. Rachel Fitzgerald to Ald. Merkes, 12/28/06; Televising of Council Meetings

[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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34. Robert & Delores Jacobson to Ald. Merkes, 12/28/06; Televising of Council Meetings

[Attachments](#)**Item Action:**

Disapproved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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35. Ruth Hawkinson to Ald. Merkes, 4/30/06; Televising of Council Meetings

[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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36. Mayor Laux, 12/28/06; Red, White & Blue Financial Report

[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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37. Sandra Dabill to Ald. Merkes, 12/28/06; Televising of Council Meetings

[Attachments](#)**Item Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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38. The Wire Newsletter, 1/07Attachments**Item Action:**
Approved**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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39. Menasha Utilities, 12/27/06; Water Treatment Plant Modifications-12/06 Monthly Construction ReportAttachments**Item Action:**
Approved**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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40. Wisconsin Taxpayers Alliance, 12/18/06Attachments**Item Action:**
Approved**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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41. WPPI Benefit Plan Trust to CA/HRD Brandt, 12/7/06; Certificate of AppreciationAttachments**Item Action:**
Approved**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	Minutes to Receive E-L and Communications 1-41. Motion carried on voice vote.	Alderman Michalkiewicz	Alderman Eckstein	Passed

IV. PUBLIC COMMENTS ON ANY MATTER OF CONCERN TO THE CITY**Five (5) minute time limit for each person**

A. -

Item Action:
None**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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A. Joe Gehlert, 208 Water St. Noise at Steam Utility Plant.

B. Tom Beson, 212 Water St. Noise at Steam Utility Plant.

C. Gary Joosten, 122 Water St. Noise at Steam Utility Plant.

D. Mary Ann Mulvey, 274 Misty Meadows. Referendum question.

E. Marzorie Coenen, 901 7th St. Televising of Council meetings.

F. Mary Nebel, 713 1st St. Televising Council meetings.

G. Jeff Riedl, 408 Appleton St. Televising Council meeting.

H. Mark Seif, 120 Water St. Noise at Steam Utility Plant.

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- I. Joanne Roush, 409 Cleveland St. Televising Council meetings.
- J. Carla Watson, 349 1st St. Televising Council meetings.
- K. Connie Pingel, 350 3rd St. Televising Council meetings.
- L. Stephanie Hendricks, 933 7th St. Televising Council meetings.
- M. Michael Taylor, 545 Broad St. 1) Passing of Woody and Dale Weber. 2) New Year's Eve Celebration. 3) Televising Council meetings.
- N. Kathy Bauer, 709 Lincoln St. Televising Council meetings.
- O. Patty Ulrich, 345 Cleveland St. Televising Council meetings.
- P. Bob Stevens, 360 1st St. Televising Council meetings.
- Q. Stan Sevenich, 645 9th St. Televising Council meetings.
- R. Cathy Pavich, 529 Broad St. Televising Council meetings.
- S. Marty Pavich, 529 Broad St. Televising Council meetings.

V. APPOINTMENTS

A. -

Item Action:
None

VI. CLAIMS AGAINST THE CITY

A. -

Item Action:
None

VII. REPORT OF DEPARTMENT HEADS/STAFF/CONSULTANTS

A. -

Item Action:
None

VIII. REPORT OF COMMITTEES/BOARDS/COMMISSIONS

A. Plan Commission:

1. None

Item Action:
None

B. Administration Committee:

1. **LPHD Performance Consolidated Grant Program Contract for Jan. 1, 2007 to December 31, 2007 between Division of Public Health of the Department of Health and Family Services and Menasha Health Department and authorize signature**

 [Attachments](#)

Item Action:
Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	B-1	Alderman Eckstein	Alderman Wisneski	Passed
	Motion carried on roll call 8-0.			

2. **Choice One Communications, Application for Service and Agreement for 2007 and authorize signatures**

 [Attachments](#)

Item Action:

DRAFT

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	B-2	Alderman Eckstein	Alderman Wisneski	Passed
Motion carried on roll call 8-0.				

3. Purchase of 535 First St. from Winnebago County for 16, 610.26[Attachments](#)**Item****Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	B-3	Alderman Taylor	Alderman Hendricks	Passed
Motion carried on roll call 8-0.				

4. Contract with UW-Fox Valley for taping of Council and Committee meetings, and authorized signatures[Attachments](#)**Item****Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	B-4	Alderman Merkes	Alderman Hendricks	Passed
Motion carried on roll call 5-3. Ald. Merkes, Taylor, Wisneski, Hendricks, Eckstein - yes. Ald. Pack, Michalkiewicz, Chase - no.				

5. Accounts payable and payroll for the period of 12-20-06 to 12/28/06 for the amount of \$585, 844.98[Attachments](#)**Item****Action:**

Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	B-5	Alderman Eckstein	Alderman Wisneski	Passed
Motion carried on roll call 8-0.				

C. Board of Public Works:**1. None****Item****Action:**

None

IX. ORDINANCES AND RESOLUTIONS**A. O-37-06 - An Ordinance Relating to Recreational Fires**[Attachments](#)**Item Action:**

Disapproved

DRAFT

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	R-37-06	Alderman Taylor	Alderman Hendricks	Failed
Discussion: Motion failed on roll call 3-5. Ald. Merkes, Taylor, Hendricks - yes. Ald. Wisneski, Pack, Eckstein, Michalkiewicz, Chase - no.				

B. O-39-06 - An Ordinance Relating to Prohibited Left Turns

Attachments
Item Action:
Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	R-39-06	Alderman Merkes	Alderman Wisneski	Passed
Motion carried on roll call 8-0.				

C. R-01-07 - A Resolution Pertaining to Televising Common Council Meetings

Attachments
Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Deny	R-1-07 (Referendum Question)	Alderman Merkes	Alderman Hendricks	Passed
Discussion: Motion carried on roll call 8-0.				

X. HELD OVER BUSINESS**A. -**

Item Action:
None

XI. COUNCIL DIRECTIVES**A. CA/HRD Brandt - Update on Heckrodt Annexation (Ald. Chase)**

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
	CA/HRD Brandt reported Davel Engineering is working on the legal description of the property to be annexed. Once the legal description is received, he will proceed with publishing the notice and preparing the ordinance.			

B. CA/HRD Brandt - Financial Report on costs paid to Atty. Horowitz (Ald. Taylor)

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
	CA/HRD Brandt reported no new bills have been received from Atty. Horowitz. Atty. Horowitz will be representing the Cities of Green Bay & DePere in a hearing that is scheduled for April, 2007, which will impact the City of Menasha. There will be no cost to the City of Menasha for this hearing.			

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C. CA/HRD Brandt - Status of hiring Public Works employees (Ald. Merkes)**Item Action:**
None**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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CA/HRD Brandt reported they are in the process of recruiting applicants for the positions. They would like to have one new employee hired in March and one in April.

D. CA/HRD Brandt - Status of Gatehouse Property (Ald. Hendricks)**Item Action:**
None**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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CA/HRD Brandt reported he is still trying to schedule a closing with the representative from Evans Title. Buyer of the property is satisfied with the situation.

E. CDD Keil - Status of 535 First St. (Ald. Taylor)**Item Action:**
None**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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CA/HRD Brandt reported for CDD Keil. The funding to purchase this property has been approved by the Council. After the purchase is finalized with Winnebago County, staff will come back to the Council for approval to demolish the existing buildings on the property.

F. CDD Keil - Status of 87 Racine St. (Ald. Taylor)**Item Action:**
None**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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No report available. Will appear on next agenda.

G. CDD Keil - Status of movie theater project**Item Action:**
None**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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No report available. Will appear on next agenda.

H. PWD Radtke - Update on progress of reinstalling street lights (Ald. Hendricks)**Item Action:**
None**Motions**

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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DPW Radtke reported other than a few exceptions, the street lights recommended for reinstallation by the Council have been taken care of. The few that remain will be taken care of within the next few weeks.

I. Mayor Laux - Red, White & Blue Committee financial report (ald. Taylor)**Item Action:**
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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Mayor Laux reported a copy of the financial report was presented to the Council.

Next Agenda:

Ald. Merkes - 1) Status of hiring at PWF; 2) Zoning Code issues for Providence Terrace.

Ald. Eckstein - Status of tax-exempt situation for SCA Tissue.

Ald. Chase - Heckrodt Wetland Reserve Annexation.

Ald. Hendricks - 1) Status of Gatehouse property; 2) Status of theater project; 3) Merging of supply vendors.

Ald. Michalkiewicz - Larsen Study Report.

Ald. Taylor - 1) Steam Plant Noise Issue; 2) Ordinances for RFP and Dry Night; 3) Status of 535 1st St; 4) Status of 87 & 81 Racine St.

XII. CITIZEN REPRISAL (People from the gallery to be heard; only pertaining to matters on the agenda - five (5) minute time limit for each person)

A. -

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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A. Stan Sevenich, 645 9th St. Thanked Council for approving televising Council meetings.

B. Michael Taylor, 545 Broad St. Thanked Council for approving televising Council meetings.

C. Mary Nebel, 713 1st St. Thanked Council for approving televising Council meetings.

D. Mary Ann Mulvey, 274 Misty Meadows. Former Ald. Weber would have wanted her to attend meeting to support televising council meetings.

E. Jeff Riedl, 408 Appleton St. 1) Thanked Council for approving televising council meetings. 2) Thanked DPW Radtke for reinstalling street lights.

XIII. ADJOURNMENT

A. -

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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Move	To adjourn at 9:55 p.m. Motion carried on voice vote.	Alderman Taylor	Alderman Wisneski	Passed
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Deborah A. Galeazzi
Deborah A. Galeazzi
City Clerk

DRAFT

CITY OF MENASHA
Administration Committee
Council Chambers, 3rd Floor- 140 Main St., Menasha
 January 2, 2007

MINUTES

 ← Back  Print

I. ROLL CALL/EXCUSED ABSENCES

A. -

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
	Meeting called to order by Chairman Eckstein at 6:30 p.m Present: Ald. Merkes, Taylor, Wisneski, Pack, Hendricks, Eckstein, Michalkiewicz, Chase.			
	Also Present: Mayor Laux, CA/HRD Brandt, PC Stanke, FC Vander Wyst, DPW Radtke, Comp/Treasurer Stoffel, PRD Tungate, PHD Nett, MU GM Young, Clerk Galeazzi and the Press.			

II. DISCUSSION

A. Update on Steam Utility Project and Water Treatment Plant Project (Discussion Only)

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
	Steam Plant: GM Young reported operations of the plant continue. During the holiday shut down of the mills, some maintenance and repairs were completed. The in-house development team has put together some RFPs that will be sent out to coal suppliers. The Utilities Commission has asked for reports of the on-going procedures. Staff is working on the noise problem that is a concern to the neighbors. They will need to repair or replace the baffles that control the noise. Water Treatment Plant: GM Young reported the final stages of the concrete pour are underway. Concrete panels are being set into place. Piping is being installed inside the plant. Staff is preparing the information needed to apply for the Safe Drinking Water Grant this year. In the past, Menasha has ranked high on the award status of the grant. Mr. Young reported there maybe a defective monorail. The monorail that was designed to the specifications does not adequately fulfill their needs, so they are checking into replacing it. If replacement is necessary, they would only be responsible for the additional cost to increase the size/capacity, not for full replacement. He also reported some of the butterfly valves will need to be repaired or replaced.			

B. LPHD Performance Consolidated Grant Program Contract for Jan. 1, 2007 to December 31, 2007 between Division of Public Health of the Department of Health and Family Services and Menasha Health Department and authorize signature

 Attachments
Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
	PHD Nett explained this agreement covers bioterrorism, immunization, childhood lead			

DRAFT

prevention and maternal child health services provided by the Health Dept. The amount is less than in the past. The amount is included in the 2007 budget as revenue.

C. Choice One Communications, Application for Service and Agreement for 2007 and authorize signatures



Attachments
Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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Comp/Treasurer Stoffel explained Choice One offers a broader range of services at lower rates than the City currently has with other phone companies. This contract will eliminate the need for services from other companies. The dollar amounts from this contract were used in the 2007 budget for telephone expenses.

D. Purchase of 535 First St. from Winnebago County for \$16,610.26



Attachments
Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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E. R-01-07 - A Resolution Pertaining to Televising Common Council Meetings



Attachments
Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
-------------	-------------	---------	-------------	---------------

Move	To amend the wording of the referendum question to "Shall the City of Menasha allocate up to \$20,000 every year from cable franchise fees collected to televise Common Council meetings."	Alderman Wisneski	Alderman Chase	Failed
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Motion failed on roll call 4-4. Ald. Merkes, Wisneski, Eckstein, Chase - yes. Ald. Taylor, Pack, Hendricks, Michalkiewicz - no

Mayor Laux explained the Council was divided on the issue of televising Council meetings, he thought it should be put to the voters to decide. He also suggested approving the contract from UW-Fox Valley until May 1 and see what the out come of the election is. The Council can always approve to extend the contract. Discussion ensued on the language of the referendum question.

F. Contract with UW-Fox Valley for taping of Council and Committee meetings, and authorized signatures



Attachments
Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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To amend contract by deleting Administration Committee and Board of Public Works from paragraph #1 and

DRAFT

Move deleting the last sentence of paragraph #2,
 "Further that the budget sessions and
 special meetings may be video recorded for broadcast at the direction of the common council with adequate notice to UW Fox Valley."
 Alderman Pack Alderman Michalkiewicz Failed

Motion failed on roll call 4-4. Ald. Pack, Eckstein, Michalkiewicz, Chase - yes. Ald. Merkes, Taylor, Wisneski, Hendricks - no.

Discussion ensued on which meetings should be televised and on the surveys done by some aldermen.

G. Accounts payable and payroll for the period 12-20-06/12-28-06 for the amount of \$585,844.98



Attachments
Item Action:
 None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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- Ck. #10720-refrigerator thermometer/Health Dept.
- Ck. #10724-\$1,353.00 - evidence returned to deported prisoner.
- Ck. #10749-\$11,301.90 - floating devises for dock project at Marina.
- Ck. #10772-\$160.00 - membership dues for HR Director.
- Ck. #10794-\$1,608.00 - temporary housing for family under the Block Grant Program.
- Ck. #10799-\$35.00 - City letter report for financing of home under Block Grant Program.
- Ck. #10825-\$5,895.00 - new lawn mower.
- Ck. #10826-\$6,888.89 - repair of grader.
- Ck. #10774-service used by CA for conference calls.
- Ck. #10797-\$18.72 - Phone Service/IT Dept.

III. ADJOURNMENT

A. -

Item Action:
 None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
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Move	To adjourn at 7:59 p.m. Motion carried on voice vote.	Alderman Taylor	Alderman Pack	Passed
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CITY OF MENASHA
Board of Public Works Meeting
Third Floor Council Chambers, 140 Main Street, Menasha
 January 2, 2007

MINUTES

I. ROLL CALL/EXCUSED ABSENCES

A. -

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
	Meeting called to order by Chairman Taylor at 7:59 p.m.			
	Present: Ald. Merkes, Taylor, Wisneski, Pack, Hendricks, Eckstein, Michalkiewicz, Chase.			
	Also Present: Mayor Laux, CA/HRD Brandt, PC Stanke, FC Vander Wyst, DPW Radtke, PRD Tungate, Clerk Galeazzi and the Press.			

II. ACTION ITEMS

A. None

Item Action:
None

III. ADJOURNMENT

A. Adjourn

Item Action:
Approved

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Move	To adjourn at 8:00p.m.	Alderman Wisneski	Alderman Hendricks	Passed
	Motion carried on voice vote.			

Deborah A Galeazzi
City Clerk

CITY OF MENASHA
Plan Commission
Council Chambers, 3rd Floor City Hall - 140 Main Street, Menasha
 January 2, 2007

MINUTES

[+Back](#) [Print](#)

I. ROLL CALL/EXCUSED ABSENCES

A. -

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
	PLAN COMMISSION MEMBERS PRESENT: Mayor Joseph Laux, DPW Mark Radtke, Ald. Don Merkes, and Commissioners Dick Sturm, Catherine Cruickshank, Dave Schmidt and Norm Sanders. ALSO PRESENT: AP Beckendorf, Ken Kubiak, Gerald Wittmann, Kevin Benner, Cal Schultz, and Ald. Sue Wisneski.			

II. MINUTES TO APPROVE-MINUTES & COMMUNICATIONS TO RECEIVE

Minutes to approve:

A. December 12, 2006 Plan Commission Meeting Minutes

[Attachments](#)

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Approve	Motion to approve the December 12, 2006 Plan Commission meeting minutes.	Comm Schmidt	Comm Sanders	Passed

III. DISCUSSION

A. Discussion of New Novus Agenda Procedure

Item Action:
None

IV. ACTION ITEMS

A. Rezoning--Province Terrace/Oneida Street (Drifka Rezoning)--Referral from Common Council

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
	There was extensive discussion regarding the following items: • Resident concerns with current lighting and landscaping ordinances. • Resident concerns regarding drainage. • The challenges that result from creating new ordinances, including enforcement. • Better enforcement of existing ordinances and site plan inspections. • Using the Building Inspectors to inspect proper lighting installation. • Conducting a follow-up inspection after setting the grade.			
Approve	Motion to recommend approval of the rezoning as proposed.	Comm Sturm	Comm Schmidt	Failed
	Motion failed on a roll call vote of 3-3. Discussion followed.			
Other	Motion to reconsider the rezonings as proposed.	Mayor Laux	Comm Sturm	Passed
	Motion carried on a roll call vote of 6-0. There was extensive discussion regarding making provisions for addressing ordinance deficiencies and enforcement.			
Other	Motion to amend the motion to reconsider by adding a provision for reviewing the adequacy of existing ordinance language and enforcement within 60 days and request that adequate resources be applied if needed.	DPW Radtke	Alderman Merkes	Passed
	Motion carried on a roll call vote of 6-0.			
Approve	Motion to recommend approval of the proposed rezonings with the amended condition.	DPW Radtke	Alderman Merkes	Passed
	Motion carried on a roll call vote of 6-0.			

V. ADJOURNMENT

A. -

Item Action:
None

Motions

Motion Type	Motion Text	Made By	Seconded By	Motion Result
Other	Motion to Adjourn at 5:57 p.m.	Comm Sturm	Comm Cruickshank	Passed



**CITY OF MENASHA
CITY HALL, HEALTH, LIBRARY AND SENIOR CENTER SAFETY COMMITTEE**

Safety Committee Meeting Minutes, 11/06/2006

Safety Committee Members

Jeff Roemer	RW Management Group, Inc: Safety Coordinator	
Amy Lynn Samuels-Suha	RW Management Group, Inc: Safety Coordinator	Present
Jeff Brandt	City of Menasha, City Attorney	
Adam Alix	City of Menasha, Asst. Superintendent of Buildings	
Tom Stoffel	City of Menasha, City Comptroller	
Susan Nett	City of Menasha, Public Health Director	Present
Todd Drew	City of Menasha, Sanitarian	
Sylvia Bull	City of Menasha, Senior Center Coordinator	
Tasha Saecker	Menasha Public Library, Director	Present
Kris Seefeldt	Menasha Public Library	
Kristi Heim	City of Menasha, Secretary	
Darlene Kraus	Menasha Police Department, Complaint Clerk	

A. Review and Approval of Minutes

Minutes were accepted as written.

B. No Additional Goals or objectives were added.

C. Audiometric Testing

Hearing Tests were held on Tuesday, October 24. Approximately 50 people were tested, and approximately 20 people still need tests. Currently, a 2nd visit from the van is being scheduled. People unable to make the testing with the van will need to have their hearing testing conducted through Affinity.

C.2006 Training

The following training has been scheduled.

Thursday, November 29, 2006. At the Library
800 am to 1000 am – General Office Ergonomics
1030 am to 1130 am – Asbestos Awareness
1230 pm to 130 pm – Asbestos Awareness



**CITY OF MENASHA
CITY HALL, HEALTH, LIBRARY AND SENIOR CENTER SAFETY COMMITTEE**

At this time, General Office Ergonomics and Asbestos Awareness training are not planned for 2007.

To ensure space and handouts, please sign up employees prior to the training dates. An email to asuha@rwmanagementgroup.com would be great.

D. November 2006 Safety Topic "Put Safety First"

This safety topic reviews 10 steps for making your work area safer. These steps can also be applied around the house and in the home shop to improve safety.

E. Injury Reviews

No injuries were reported or reviewed at this meeting.

F. Other Issues and Notes

Wednesday, January 10, 2007

Wednesday: February 7, March 7, April 4, May 2, June 6

Moved due to Holiday: Wednesday, June 27,

Wednesday: August 1, September 5, October 3, November 7, December 5

Meeting adjourned: 1330

Next Meeting: December 4, 2006, 1:00 pm, Library Meeting Room



**CITY OF MENASHA
CITY HALL, HEALTH, LIBRARY AND SENIOR CENTER SAFETY COMMITTEE**

Safety Committee Meeting Minutes, 12/04/2006

Safety Committee Members

Jeff Roemer	RW Management Group, Inc: Safety Coordinator	
Amy Lynn Samuels-Suha	RW Management Group, Inc: Safety Coordinator	Present
Jeff Brandt	City of Menasha, City Attorney	Present
Adam Alix	City of Menasha, Asst. Superintendent of Buildings	
Tom Stoffel	City of Menasha, City Comptroller	Present
Susan Nett	City of Menasha, Public Health Director	Present
Todd Drew	City of Menasha, Sanitarian	Present
Sylvia Bull	City of Menasha, Senior Center Coordinator	
Tasha Saecker	Menasha Public Library, Director	
Kris Seefeldt	Menasha Public Library	
Kristi Heim	City of Menasha, Secretary	
Darlene Kraus	Menasha Police Department, Complaint Clerk	

A. Review and Approval of Minutes

Minutes will be reviewed for January.

B. Training for 2007

- The Health Department has requested ergonomics assessments for their offices/workstation. The topics should include keyboard alignment and training on chair adjustment and alignment. A training session and walkthrough will be scheduled with Bruce in 2007.
- Office Ergonomic training will be made mandatory for applicable City of Menasha staff. Additional ergonomics training will be offered for other staff, such as sanitation and equipment operators. Two sessions will be scheduled in the 1st quarter of 2007, on consecutive dates.
- Discuss with Adam the need for asbestos training for his staff.
- The van is returning on Monday, 12/18 at 8 am for the final hearing tests. Anyone who has missed the van will need to be scheduled for testing at Affinity. Please contact Sue



CITY OF MENASHA
CITY HALL, HEALTH, LIBRARY AND SENIOR CENTER SAFETY COMMITTEE

Nett for additional information. All 2006 hearing tests should be made up by January 31, 2007.

- Hearing testing was removed from the 2007 Safety Budget as a cost savings measure. Additional discussion of this topic will follow, including review of the requirements of Comm. 32, 29CFR1910.95, and 29CFR1926.101.
- General Fire Safety Training is also not included in the budget.

C. Aquatic Center

During 2006, several different concerns were discussed involving the Aquatic Center. Starting in 2007, the Aquatic Center will be an ongoing agenda item. The necessary staff will be added to the Safety Committee.

Some of the concerns include:

- Security, tracking, and transfer of monies.
- Compliance with licensing and codes, including Comm. 90.
- Sanitation and general cleanliness, including public perception
- Maintenance
- Staffing and life guard training, including job descriptions and responsibilities in addition to “being on guard”
- Daily log requirements and forwarding of information. This may result in criteria for forwarding accident reports to this safety committee.

D. Audiometric Testing

The hearing test van will be returning from 8 until 9 am on December 18, 2006. People unable to make the testing with the van will need to have their hearing testing conducted through Affinity.

E. Facility Security

General discussion on this topic included:

- The current state of public and employee access to facilities
- The need to develop a list of security concerns, including employee safety, public safety, and theft.
- The feasibility of photo identification and “carding” in and out
- Areas in facilities which currently are accessible to the public, and the need to limit access to some areas, such as the penthouse of City Hall.



**CITY OF MENASHA
CITY HALL, HEALTH, LIBRARY AND SENIOR CENTER SAFETY COMMITTEE**

F. Injury Reviews

No injuries were reported or reviewed at this meeting.

G. Other Issues and Notes

Topics to be addressed in January.

- The configuration of the TORO lawn mower blade control/activation.
- City Hall roof and penthouse access.

Summary of 2007 schedule

Wednesday, January 10, 2007

Wednesday: February 7, March 7, April 4, May 2, June 6

Moved due to Holiday: Wednesday, June 27,

Wednesday: August 1, September 5, October 3, November 7, December 5

Meeting adjourned: 1330

Next Meeting: January 10, 2007, 1:00 pm, Library Meeting Room

REGULAR MEETING OF THE WATER AND LIGHT COMMISSION

December 27, 2006

Draft

Commission President Martenson called the Regular Meeting of the Water and Light Commission to order at 7:30 A.M., with Commissioners Mark Allwardt, Bob Fahrback, and Carla Watson present on roll call. Also present were Doug Young, General Manager; Lonnie Pichler, Electric Distribution Supervisor; Kristin Schalinski, Business Operations Accountant; Dick Sturm, Manager of Steam Production; Jerry Sturm, Water Plant and Distribution Supervisor; and John Teale, Technical Services Engineer.

Item II. No one from the Gallery was heard on any topic of public concern to the Utility.

Item III. Motion made by Comm. Allwardt, seconded by Comm. Fahrback, was unanimous on roll call to approve the following:

- A. Minutes of the Regular Meeting of November 22, 2006.
- B. Minutes of the Closed Sessions of November 22, 2006.
- C. Checks dated Nov. 30 and Dec. 7 - 27, 2006, which includes Net Payroll Voucher Checks, Void O & M Check # 030341, and Operation and Maintenance Voucher Checks for a total of \$2,292,758.89, and Operation and Maintenance Vouchers and Rebates to be paid prior to the next Regular Meeting, not to exceed \$300,000.00, over and above the Purchased Power Bill and Payroll. Motion approved unanimously on roll call.
- D. Correspondence, as listed.
 - Copy of thank you note received November 22, 2006, from customer who received energy assistance
 - Copy of approved minutes from Sept. 29, Oct. 19, Nov. 2, and Nov. 16, 2006, WPPI Executive Committee Meetings
 - Copy of letter dated December 18, 2006, to Greg Keil, Community Development, from General Manager Young, re: Low Income Housing Project
 - Copy of letter dated December 20, 2006, to Commander Thomas Robinson, VFW Nicolet Post 2126, from General Manager Young, re: donation for "Isle of Valor"
 - Copy of letter dated December 22, 2006, to Ms. Jodi Young, from General Manager Young, re: donation to Menasha's Memorial for Dan Babcock

Item IV. November Financial and Operations Statement – Business Operations Accountant Schalinski reported the electric rates were effective as of November 3, and the new rate of return is 6.75.

General Manager Young discussed the steam report included in the financial statements. On the steam income statement, the revised business plan was compared to where we should be. Comm. Martenson requested the monthly actual to budget also be included in the report.

After discussion, the Commission accepted the November Financial and Operations Statement as presented.

Item V. Claims Against The Utility – there were no claims discussed at this meeting.

Item VI. Purchase Orders over \$10,000.00 issued since the last Commission meeting were presented for informational purposes.

Comm. Fahrback questioned the annual purchase orders for chemicals at the Water Plant. General Manager Young indicated there were large increases in cost of some chemicals and decreases in others, resulting in a net effect of the chemicals budgeted being slightly higher.

The motion by Comm. Allwardt, seconded by Comm. Watson was unanimous on roll call to approve the purchase orders over the 2007 budget, and the Steam Project purchase orders as listed.

Item VII. Unfinished Business – there was no Unfinished Business discussed at this meeting.

Item VIII. New Business, APPA Legislative Rally – Commissioner Martenson indicated he would attend the March 12 – 14 Rally, and Commissioner/Mayor Laux has also indicated he will attend.

Water Project Change Order – General Manager Young stated this is the fourth change order and results in a deduction of \$5,981.00. Water Plant Supervisor Jerry Sturm reviewed each of the items listed on the change order.

The motion by Comm. Watson, seconded by Comm. Allwardt was unanimous to approve the change order and to also recommend the Common Council approve Change Order No. 4.

NERC Membership – General Manager Young reviewed the membership invitation received from the North American Electric Reliability Corporation. Membership has been opened to municipal utilities, and there is no financial obligation. Staff is recommending participation with other WPPI members.

The motion by Comm. Fahrback, seconded by Comm. Allwardt, was unanimously approved to participate in the NERC Membership.

ATC Right to Maintain Interest – General Manager Young stated this is similar in the other participation rights with ATC. Staff is recommending this be deferred and to allow WPPI to pick up the investment rights.

The motion by Comm. Allwardt, seconded by Comm. Watson, was unanimously approved to authorize WPPI to pick up the investment rights in ATC.

Item IX. Project Reports, Water Plant Project – Supv. Jerry Sturm reported the project is still progressing well and is on schedule.

Staff discovered four large butterfly valves in the old part of the plant which are completely worn out, and one is broken. The valves need to be replaced, and the estimated cost for this work is

\$30,000. To refurbish the valves would cost more than the replacement cost, and the replacement work will be scheduled as soon as possible.

Steam Plant Progress – Manager of Steam Production Dick Sturm reviewed activities at the plant. Dresser Rand, Wellsville, is in the process of re-engineering both the high and low pressure valves on the #5 turbine. The total redesign effort should be complete by the end of January or early February. The baghouse project has been completed, and the R/O tank insulation is underway.

General Manager Young stated the updated punch list and a strategic plan for the plant was included with this month's report. Eventually a financial piece will be added to each priority item, and estimated revenue/cost savings will also be added.

The coal RFP was developed and delivered to the two major vendors. We will also be getting a cost estimate from a major investor owned utility. Preliminary numbers should be available for the next meeting, with a supplier being selected by mid-March or April.

There is no update to the fly ash testing project.

In reply to a question from Comm. Martenson, there have been no current discussions with SCA since October.

Item X. Staff Reports, General Manager – General Manager Young reported the City has elected to request proposals for their auditor services. Staff is recommending continuing to use Schenck and Associates for the Utility audit because of their familiarity with the Steam Plant and Water Plant projects. The City should have a decision made by the next Common Council meeting. The Commission requested additional information on the implications of not using the same auditor as the City.

Electric and Water Distribution/Safety Report – Comm. Fahrback asked about the design for the acquisition of the former Affinity building on Appleton Road. Supv. Pichler reported the service was purchased from WE Energies about a year ago, and it was not a property purchase.

Steam Utility – there were no additional questions to the report presented.

Water Plant – Supv. Jerry Sturm added the scrapper rails have been replaced and the troughs have been stabilized. Comm. Martenson asked about turbidity comparisons, and a 2006 turbidity comparison will be completed as soon as possible.

Telecommunications – Technical Services Engineer Teale reported the conduit for the bridge project was completed last week.

Business Operations – General Manager Young distributed the Personnel Update.

Customer and Utility Services, and Energy Services Representative/Key Accounts – there were no additional questions to the reports presented.

Item XI. No one from the Gallery was heard on any items discussed at this Meeting.

Item XII. There being no further business, the motion made by Comm. Allwardt, seconded by Comm. Fahrbach, was unanimously approved on roll call at 9:00 A.M. to convene into Closed Session pursuant to Section 19.85 (1) (g) of the Wisconsin Statutes for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. RE: Litigation

By: ROBERT FAHRBACH
Secretary

NOTE: THESE MINUTES ARE NOT TO BE CONSIDERED OFFICIAL UNTIL ACTED UPON AT THE NEXT REGULAR MEETING, THEREFORE, ARE SUBJECT TO REVISION.

CLOSED SESSION OF THE WATER AND LIGHT COMMISSION
December 27, 2006

Draft

Commission President Stan Martenson called the Closed Session to order at 9:00 a.m., upon the unanimously approved motion by Comm. Allwardt, and seconded by Comm. Fahrbach, pursuant to Section 19.85 (1) (g) of the Wisconsin Statutes for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. RE: Litigation

Commissioners Allwardt, Fahrbach, and Watson were present on roll call by Commission President Martenson. Also present were General Manager Young, and Manager of Steam Production Dick Sturm.

The purpose of the Closed Session was to discuss litigation in which the Utilities is or is likely to become involved.

There being no further business, the motion by Comm. Fahrbach, seconded by Comm. Allwardt, was unanimously approved to adjourn at 9:05 a.m.

BY: ROBERT FAHRBACH
Secretary

\\comm\closed December

Businesses find tax cut in old law

If more manufacturers use the law, the state's homeowners would have to make up the lost tax revenue.

By MARK PITTSCH
mpitsch@madison.com
608-252-6145

Homeowners across Wisconsin could end up paying more in property taxes in coming years — while manufacturers pay less — if the state Legislature fails to modify an obscure law giving tax breaks to companies that reduce pollution through recycling materials, municipal officials warn.

Businesses and the state's

business lobby say they're sympathetic to local communities and are willing to consider changes to the law. But they say they don't want to lose the tax break, which has been upheld by the courts.

So far, nearly \$11 million worth of industrial property has been wiped off the local tax rolls — all in Milwaukee — and companies have asked the state for exemptions on an additional \$146 million — mostly in the Fox Valley and the Green Bay area, according to the state.

"We need the loophole plugged," said Rich Eggleston, a spokesman for the Wisconsin Alliance of Cities. "What we're seeing now could be the tip of the iceberg."

Please see LOOPHOLE, Page A8

Loophole

Continued from Page A1

Menasha Mayor Joe Laux estimates that the owner of a \$100,000 home in his community would end up paying an extra \$42 a year in taxes if the state agrees with SCA Tissue North America that \$16.4 million of its property should come off the tax rolls.

"To me, this opening they found was never intended to be used this way," Laux said. "They need to put the damn cat back in the box."

Some state lawmakers are concerned, too.

"I worry that once companies start being granted this (exemption) more will figure it out and say, 'We qualify, too,'" said state Rep. Dean Kaufert, R-Neenah, who plans to introduce legislation to limit the tax break. "I don't think it's fair and I don't think it's right."

Tax break welcomed

But Ron Thiry, vice president for manufacturing at SCA Tissue, said the company needs to take advantage of the tax break — especially if competitors do also.

"As all manufacturers are, we're under a great deal of cost pressure, and we look at any and all ways to help our facilities deal with those cost pressures," Thiry said.

Other SCA Tissue properties aren't seeking the tax exemption because the company believes they don't qualify under the law.

Dane County Executive Kathleen Falk said through a spokeswoman that county officials don't know what impact the tax break could have in the county, but that it is something they'll look at.

Eggleston said that if dairy farms or plastics companies qualify for the break, Dane County will be affected.

Law created in 1953

A 1953 state law provides a tax exemption for business property used as a waste treatment facility that reduces air or water pollution.

Typically, wastewater treatment facilities were considered exempt. But last year a Dane County Circuit judge agreed with the Newark Group of Cranford, N.J., that its paperboard recycling facility in Milwaukee should be exempt because its work reduced pollution.

The state Department of Revenue didn't appeal the decision, and about \$11 million in Newark property in Milwaukee was lifted from the tax rolls.

Since then, more than a dozen other companies — from a cheesemaker to paper mills to an oil refinery — have applied for the exemption.

Beloit Box Board Co. Inc. is one of them. It competes with Newark and other paperboard recyclers and needs the tax break to remain competitive, said Andrew Chamberlain, company president.

"It's going to help the bottom line. Every little bit helps," he said.

Beloit Box Board is asking that \$1.3 million in property

be removed from the tax rolls. That amounts to about \$30,000, Chamberlain said.

Martin Densch, president of the Beloit City Council, said that amount is a small portion of the city's \$29 million operating budget. But he said he's worried that other businesses might seek the tax break and that homeowners would likely have to make up the difference.

"You still need the same level of police protection and the same level of fire protection and businesses rely on these services," Densch said.

State officials said it's not clear exactly how much property could be removed from local tax rolls under the law or how much tax revenue could be affected.

Impact will be monitored

Kaufert said he and Sen. Robert Cowles, R-Green Bay, plan to introduce legislation to change the law and limit the tax break. That could mean allowing a percentage of property to be exempt from taxes for qualifying businesses or replacing the exemption with state tax credits, Kaufert said. Cowles was not available for comment Friday.

Gov. Jim Doyle has asked the Revenue department to monitor the impact on cities but it's too early to say whether he would support legislation to affect the tax law, said spokesman Matt Canter.

Officials from the Wisconsin Paper Council, Wisconsin Manufacturers & Commerce, the League of Wisconsin Municipalities and the cities alliance also are meeting in an attempt to find common ground.

"We're talking (about) trying to figure something out. If it works, everyone will get a little something but no one will get everything they want," said Ed Wilusz, vice president of government relations for the paper council.

He said his group's members want to take advantage of the tax break but also don't want to harm their communities. Some companies, which he wouldn't name, have even told him that they aren't going to apply for the exemption even though they believe they are qualified for it.

"We're sympathetic to some municipalities that this could be a large revenue hit," said Jeff Schoepke, director of tax and corporate policy for the manufacturer's group, the state's business lobby. He said there are some who have talked about eliminating that statute off the books altogether or taking other exemptions that have been on the books away.

Dan Thompson, president of the municipalities league, said the group fears that if a deal isn't worked out, companies across the state will seek the exemption, leaving local governments to raise local property taxes.

"Our fear is that this really looks like a fairly significant broadening of the property tax exemption. I don't want to run around and say the sky is falling but we're very worried," Thompson said.

Fourth Floor
1 South Pinckney Street
P.O. Box 927
Madison, WI 53701-0927

Phone • (608) 257-9521
Fax • (608) 283-1709

James E. Bartzen
Direct Dial Number • (608) 283-1791
jbartzen@boardmanlawfirm.com

January 10, 2007

Jeffrey Brandt, City Attorney
City of Menasha Attorney's Office
140 Main St.
Menasha, WI 54952-3151

RE: PCI v. City of Menasha

Dear Jeff:

The Arbitrator held a telephone status and scheduling conference on January 8, 2007.

The status conference dealt mainly with the City's effort to dismiss PCI's claims of "trade libel" or disparagement. As you know, we had filed a Motion for Declaratory Relief on October 31, 2006, seeking to have this claim dismissed.

The Arbitrator gave PCI until February 16, 2007 to file a response brief. We have until March 5, 2007 to file a reply brief. The Arbitrator has scheduled a status conference for March 8, 2007, again by telephone, and indicated he may rule on our Motion to Dismiss at that time, but more likely will rule within the next ten days.

The Arbitrator briefly discussed scheduling this matter for a hearing. No hearing dates have been set. It appears likely that the hearing will not be before the late summer or fall of 2007.

Please let me know if you need any further information regarding this matter.

Sincerely,
Boardman, Suhr, Curry & Field LLP
By

James E. Bartzen

JEB/tp

cc: Doug Young
MAN

F:\DOCS\WD\20312\38\A0515319.DOC

Sue Nett

From: Linda Joosten [joostenl@mjsd.k12.wi.us]
Sent: Tuesday, January 09, 2007 9:08 AM
To: Sue Nett
Cc: Douglas Dahm
Subject: Thanks!

Sue,
I just wanted to say thanks to you, Val, Mary and everyone that helped to get ██████ back in school! I appreciate the assistance and persistence everyone showed in making this a priority for the family. Val helped to remove the barriers/reasons that the family had for not taking care of the problem - and the hands-on assistance was exactly what this family needed.

██████ is back in school, and is settling back in just fine.

Thanks to everyone and Job well done!

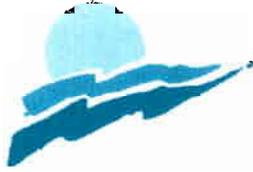
Linda Joosten

Mayor - FYI
Staff went above and beyond the norm to help get this student back to school (missed almost 3 mos. of school due to an unresolved health concern).

Joe

Good job everyone!
- Mary Joe
(Common Council)

Scanned



City of Menasha
Nursing Services

226 Main Street • Menasha, Wisconsin 54952-3190 • (920) 967-5119 • Fax (920) 967-5247

Date: 12-19-06

To: Mayor Joe

Address: _____

From: Sue N.

Subject: _____

I received the attached e-mail from one of the state personnel involved in the licensing of pools. She mentioned Todd in the email and his contributions to the pool code revisions. I think this is another example of the expertise that is evident in our city employees - so thought I would share this with you.

Congratulations
Todd!
- Mayor
cc. Common Council

Sue Nett

From: Tracynda Davis [davistl@dhfs.state.wi.us]
Sent: Friday, December 15, 2006 1:58 PM
To: Tim Mirkes R.S.; ssschwingle@arcbadger.org; Cheryl Mazmanian; Michelle Dale; Millie Lindsey; Jane Peterson; Kathy Vesel; Stephen Ogungbe; Elizabeth Anderson; Mary Kapelis; Sue Nett; Todd Drew; Jay Labecki; Loyce Robinson, R.S.; Donald Day; Jeanine Dorow; Judy Smolarek; Paul Spiegel, M.S.; Sandy Knutson; Marty Zabkowicz; Carol Quest; Deanne Harris; Tim Anderson; Terry Brandenburg; Bob Ales; Beth Cleary; BCollver@cityofmadison.com; blkinney@cityofmadison.com; Douglas Voegeli; Fritz Kroncke; Jim Blackmore; John Hausbeck; Kirsti Sorsa; Randy Holveck; Stefanie Moccerro; Tommye Schneider; Valerie Reiter; Marsha Fernholz; Randall Wilson; Judy Friederichs; John Paul, R.S.; Susan Lorenz; James Clark, R.S.; Maria DeLaruelle; Scott Podboy; Keith Bergeson; Wendy Macdougall; Courtenay Johnson; Dan Peterson; Darryll Farmer; Richard Thourne; Diane Cappozzo, P.H.N.; Gail Scott; Frank Matteo, H.O., M.A.; Randy Wergin; Ron Berg, R.S.; David Sawvell; Douglas Schaefer; Jim Steinhoff; Sam Welch; Shelley Hersil; James Blaha, R.S.; Jessica Wanserski; Debbie Konitzer; Jeff Havens; Linda Conlon; Jason Aho; Melody Bockenfeld, M.P.H.; Hsing-Yi Hsieh; Jeff Phillips; Natalie Vandeveld; Caralynn Hodgson; Michele Williams; Brian Hobbs; Gretchen Sampson; Keith Baine; Gary Garske; Faye Tetzloff; Mary Stanek; Timothy Banwell, R.S.; SHERYL INMAN; Joseph Schurhammer; Laurie Diaby-Gassama; Wendy Kramer; Beverly Muhlenbeck; Dale Hippensteel; Bruce Kress; David Roettger; Anthony Fraundorf; Patty Krug; Mike Carder; Linda Walter; Margaret Anderson; Don Wick; Patti Wohlfeil; Douglas Gieryn; Nancy Eggleston; Susan Kunferman; standridge_consulting@copper.net; Robert J Grieshaber; Henry Anderson; Thomas Anderson; Steve Antholt; John Archer; William Balke; Mike Barnett; David Beem; Marni Bekkedal; Linda Bollig; Patricia Bollig; Jennifer Boyce; Katherine Braumann; Shelley Bruce; Mark Bunge; Paul Caleb; David Cammilleri; Pamela Campbell; Mark Chamberlain; Marjorie Coons; Rebecca Danhof; Leola DeKock; James Drew; Steven Eller; Elizabeth Evans; Kathleen Fitzgerald; Colin Foley; Richard Genschaw; Elizabeth Giese; Glen Jones; Toni Glymph; Alan Guyant; Susan Hagstrom; Robert Harris; MaryLee Haughwout; Thomas Haupt; Jeffrey Havlena; Jennifer Hayes; Barbara Hellpap; Donald Hendrikse; Dennis Hibray; Amy Hill; Diep Hoang Johnson; Jason Hunt; Pamela Imm; Sara Ishado; KM Monirul Islam; Jim Miller; Frederick Johnson; Jim Wehinger; Jim Zickert; James Kaplanek; James Kazmierczak; Lynda Knobloch; Roger Koopman; Wayne Kopp; Lynita Docken; Larry Legro; Jodi Liddicoat; Meredith Lins; Michael Mack; Kristen Malecki; Jessica Maloney; Perry Manor; Diane McGinnis; Lawrence Meitner; Susan Miller; James Morrison; Henry Nehls-Lowe; Linda Nesbit; Arthur Ness; Joseph Olson; William Otto; Jennifer Paulus; Debi Peters; James Pfeifer; Bradley Pitt; David Pluymers; Cristine Rameker; Cheryl Rogers; Pamela Rogers; Rashid Salikhdjanov; Priscilla Sarow; Jodeen Schehr; Joseph Schirmer; David Schmitt; Noreen Schmidt; Paul Schmidt; Mark Scott; Megan Shober; Kristen Sipsma; Walton Smith; Mark Sotir; Dyan Steenport; Daniel Stefanel; Vicki Stekly; Joseph Steren; David St Jules; Thomas Braun; Elizabeth Temple; Robert Thiboldeaux; Terri Timmers; Tim Joyce; James Udelhoven; Sara Kehrl; Scott Vesely; Reghan Walsh; Linda Walta; Kenneth Walz; Charles Warzecha; Conrad Weiffenbach; Arthur Wendel; Mark Werner; Mary Young; Toni.Glymph@dnr.state.wi.us; Pat Heiser; Vicki Drake; john.powell@fda.hhs.gov; Gloria Smedema, R.S.; WDEPPEN@fpm.wisc.edu; Debra Persak, R.N.; Mary Lou Bradstreet; Karen Pfeiffer; Zona Wick; Carol Roberts; Dale Grosskurth; Julie Willems Van Dijk; Jackie Bethel; Kristal Knapp; Michelle Schwoch; Russell Mech; Sara Brown; Kris Murphy; degnanaj@mail.slh.wisc.edu; DKREY@milwaukee.gov; Don Schaeewe; Kevin Hulbert; Mary Ellen Bruesch; Paul Zemke; Chris Hinz (hinz@network2010.net); rondorf@network2010.net; greg abel" Abel, Greg A; Christine Hovell, B.S.N., R.N., P.H.N.; Laurie Clements, R.S.; Nicole Hunger; Robert Grieshaber; George Morris; Steve Korthof, R.S.; Steven Todd; Mark Meske; Nancy Kreuser, M.C.H.N.; Randy Hentschel

Subject: New Environmental Health Position

After many years working in an environmental health regulatory program at the state and local level in Wisconsin, I have accepted a position with the National Swimming Pool Foundation (NSPF). I will be the Director of Environmental Health located in Colorado Springs. In this position, I will be responsible for the dissemination of consistent guidance for pool operators and the regulatory community. Other duties include working on the model pool code with the CDC, as well as steering research in much needed areas through the grants award process within the foundation. NSPF recently awarded a grant to

Purdue University for a study on UV systems, which should be completed by the middle of next year. Contact me if you are interesting in applying for a grant. I would look forward to working with you in my new role.

I have been fortunate to work with so many dedicated environmental health officials throughout my tenure in Wisconsin. I want to thank everyone who collaborated on the pool revision especially: Dave Krey, Sheryl Inman, Doug Voegeli, Todd Drew, Steve Todd, Ken Walz, Doug Severson, Dan Peterson, Glen Jones, Lynita Docken, and Tom Braun. All of your contributions were extremely helpful and supportive, and is worthy of national recognition.

Wisconsin continues to be a leader in the industry. Recently, I reviewed plans for the 5th largest wave pool in the world, scheduled to open memorial day in the dells. The pool is so large it is over 50,000 sq ft, has a patron load of over 3,000, and is over 360 ft long (longer than a football field) that can generate waves over 8 ft high. This is a wave pool that will mimic the actual ocean.

I will miss you and the leading edge work that we did together. After December 22, please contact Jim Kaplanek or Liz Temple for pool questions.

My new email will be: Tracynda.Davis@nspf.org

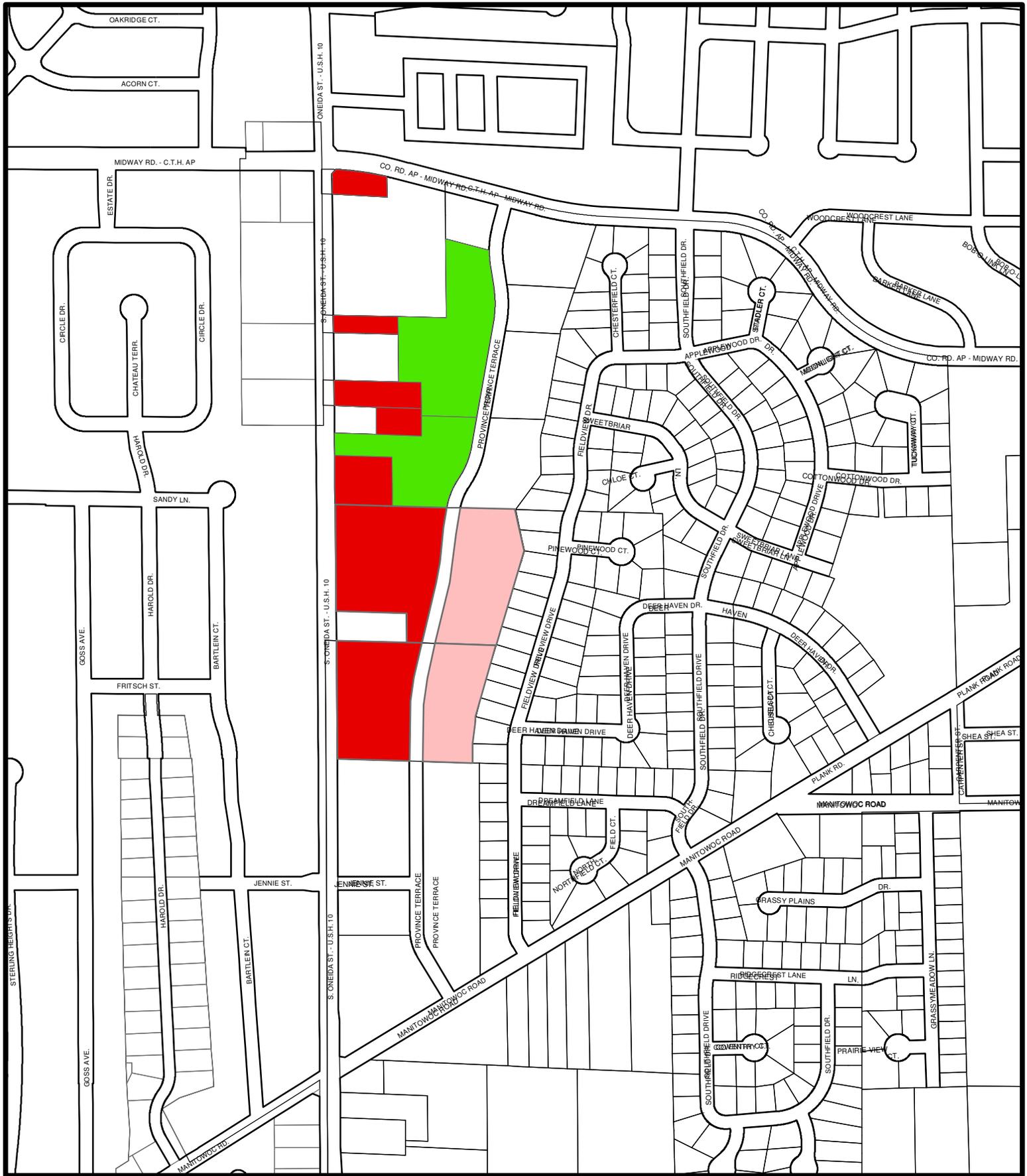
Take Care,

Tracynda

* * * * *

NOTICE: This E-mail and any attachments may contain confidential information. Use and further disclosure of the information by the recipient must be consistent with applicable laws, regulations and agreements. If you received this E-mail in error, please notify the sender; delete the E-mail; and do not use, disclose or store the information it contains.

Tracynda Davis, M.P.H.
Program Manager
Swimming Pools and Water Attractions
Food Safety & Recreational Licensing
Wisconsin Division of Public Health
608-266-8294
davistl@dhfs.state.wi.us



Proposed Rezoning

- R-1 to C-1
- C-3 to C-1
- R-1 to C-3





January 5, 2007

To Mark Radtke, Public Works Director
Common Council

From Tim Jacobson
Public Works Supt.

Re 2007 Equipment Purchasing

I have always attempted to keep estimated annual appropriations up to date by using historical data along with additional intuitive bumps in an effort to accurately reflect costs. The last three (3) to four (4) years we have been hearing about rising costs of trucks and equipment. Until now no vendor has been able to or willing to give us a definitive answer to how significant the increases would be.

The foundation I used in an attempt to keep dump trucks as current as possible is vehicle #0026 which was purchased in 2002. This vehicle is a tandem axle dump truck and had a total cost of \$117,843.00. The chassis is a Peterbilt model 330 at \$67,816.00 with the body and accessories costing \$49,977.00. By using this cost which is the most recent dump truck purchased and coupling this data with anticipated increases I thought rounding up the cost of replacing #0004, a single axle dump truck to \$120,000.00 would be a sound estimate. Since we listed this dump truck for replacement and appropriated funds (June 2006) I have been informed that my \$120,000.00 estimate is not adequate.

Along with E.P.A. regulations, incomprehensible rising prices, and our specifications it appears that single axle dump trucks will be closer to \$160,000.00 and tandem axle dump trucks in the range of \$200,000.00.

Now, I know what you are thinking...."what did we do to the specifications to make such a difference"? The only significant change we made was to require the box and salt spreader to be stainless steel rather than conventional AR400 ¼" steel. This upgrade does not amount to a significant additional cost (approximately \$7000.00, or 9%).

I have developed a theory that we are sending too much drive train life down the road simply because corrosion has taken its toll on the cab and body. I have come to the conclusion that municipalities must begin running these vehicles longer to use up more drive train life and stainless steel will compliment this effort in the long run.

Cost recovery can be done one of two ways, either spike the replacement rate to be in conjunction with cost or have more moderate replacement rates by extending the life span of the dump trucks. I prefer the latter of the two.

At this point I recommend we postpone for one (1) year the replacement of the dump trucks scheduled for replacement in the next few consecutive years so more accurate funds can be allocated each fiscal period forthcoming. In addition I recommend moving truck #0003 up from 2009 to 2007.

Truck #0003 is a 1993 low bed dump truck that is a sister vehicle to #0011 which was replaced in 2006 for \$58,695.00. My mechanics have assured me that #0003 would be hard pressed to make it to 2009. By doing so we will move this vehicle out of the way for future dump trucks and lower our anticipated 2007 expenditures by approximately \$100,000.00.

I also recommend the Board of Public Works arrange a committee meeting at some point to physically observe our trucks and have our employees and staff explain the differences and essential upgrades of the next generation dump trucks.

With the information recently acquired I'm sure the replacement cost of our sewer cleaning vehicle (#0035) will be astonishing.

Any further questions and/or recommendations are welcome.

1001 West Kennedy Avenue
P. O. Box 145
Kimberly, WI 54136-0145
Tel (920) 749-1400
Fax (920) 831-9172



Dec. 27, 2006

Ms Debbie Galeazzi
City of Menasha
140 Main Street
Menasha WI 54952-3190

Dear Ms Galeazzi,

We are pleased to announce that on January 3, 2007, Time Warner Cable will launch an exclusive regional sports channel, **Time Warner Sports**, on channel 32 in our 200 Wisconsin communities. This channel will feature local high school, collegiate, and professional sporting events. **Time Warner Sports** will bring our viewers the best in Wisconsin sports year round, and it will be available to Time Warner Cable customers with our Standard Tier level of service and higher.

Time Warner Cable has seen extraordinary interest in local sporting events at the high school level as witnessed by the success of Wisconsin On Demand, Channel 1111. In fact, Wisconsin On Demand, channel 1111, featuring all Wisconsin highlights, has had over 2 million viewers since it's launch in October 2003 and is in the Top 3 of all favorite on demand channels. We are confident that our sports channel will also continue to add value to Time Warner Cable's channel lineup. **Time Warner Sports** will be available only through Time Warner Cable and it will give our viewers access to local sporting events they can't get anywhere else.

Time Warner Cable is proud to promote our great state of Wisconsin, local communities, schools and community organizations with this unique channel offering. We remain committed to bringing innovative, state of the art products, services and programming that have been responsive to our customer's requests and needs. If there is any program you think we may be able to feature on **Time Warner Sports** or **Wisconsin on Demand** please feel free to contact me at (920) 831-9105.

Sincerely,

Bill Harke

RECEIVED
JAN 2 2007

CITY OF MENASHA
dg

1001 West Kennedy Avenue
P. O. Box 145
Kimberly, WI 54136-0145
Tel (920) 749-1400
Fax (920) 831-9172



January 5, 2007

Ms Debbie Galeazzi
City of Menasha
140 Main Street
Menasha, WI 54952-3190

Dear Ms Galeazzi:

America's Store Network just informed Time Warner Cable that effective Saturday, February 3, 2007, they will discontinue their cablecasting.

As a result, effective Saturday, February 3, 2007, Time Warner Cable will no longer carry America's Store Network on channel 160. As always, we will continue to keep you updated on all programming information as it becomes available.

Should you have any questions please feel free to contact me anytime at (920) 831-9105.

Sincerely,

William Harke

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JAN 08 2007
CITY OF MENASHA
ag



725 Butler Avenue P.O. Box 68
Winnebago, WI 54985-0068

(920) 232-3000
(920) 727-2894
Fax (920) 303-3023

11/21/06-11

December 18, 2006

Dear Jeff Jorgenson and the Menasha Police Department,

Every year new youth are being exposed to tobacco products. Each day about 4,000 youth (under the age of 18) try smoking for the first time. On average, the tobacco industry addicts 1,500 youth every day. Ninety percent of daily adult smokers began before the age of 18. These statistics dictate that in order to prevent youth from smoking, we need to continue to restrict accessibility to tobacco products.

Winnebago County Tobacco Free Coalition has been conducting compliance checks since 2002. Last year our rate of non-compliance was 37%, one of the highest in the state. This year we are proud to report that at mid-year we were at a rate of 13% non-compliance. We feel the biggest difference is the involvement from Law Enforcement agencies issuing citations at the point of sale and reinforcing the message that it is illegal to sell tobacco to a minor.

The Winnebago County Tobacco Free Coalition would like to thank you for your commitment to reducing the rate of non-compliance of tobacco retailers who illegally sell tobacco to minors. In the era of budget crunches and priorities, we recognize the difficulty to commit an officer or time of issuing citations to non-compliant retailers and clerks.

As a thank you, we are pleased to award a check of \$ 200.00, to Menasha Police Department for your dedication of sending an officer to issue citations to non-compliant establishments. Thank you for making a difference in the community.

We deeply appreciate your support, and look forward to working with you in the future.

Sincerely,

A handwritten signature in cursive script that reads 'Heidi Foster'.

Heidi Foster
Winnebago County Tobacco Free Coalition Coordinator

FOCUS

29 Dec 2006 • No. 28

In brief

The State's Comprehensive Annual Financial report (CAFR) is out. It pegs the general fund deficit at \$2.15 billion for 2005-06. The CAFR is prepared by the State Controller according to generally accepted accounting principles (GAAP). Wisconsin has a history of running GAAP deficits, but they have deepened in recent years. In fiscal 2005, Wisconsin was one of only three states with a GAAP deficit. In per capita terms, ours was the largest: \$383.35 per person vs. \$240.10 for second-place Illinois.

Capitol notes

- In 2005, U.S. citizens earned 70.3% of the nation's PhD's in social sciences, 63.5% in life sciences, 45.9% in physical sciences, and 31.2% in engineering (Chronicle of Higher Education).
- The state Department of Revenue (DOR) reminds: "Sales of Internet access services are subject to Wisconsin sales or use tax if the service originates or terminates in Wisconsin and is charged to a service address in Wisconsin." The federal moratorium on such charges does not apply here.
- Both the Internal Revenue Service and DOR have announced how they will treat rebates or cash incentives employers provide employees to encourage purchase of hybrid cars. Both view these incentives as taxable income.

State report puts general fund deficit at \$2.15b

According to the state's newly released financial statements, Wisconsin ended its 2005-06 fiscal year with a \$2.15 billion (b) general fund deficit. This is \$8.3 million (m) more than last year and \$231.6m more than in 2003-04.

CAFR key to state finances

The figures are part of the state's Comprehensive Annual Financial Report (CAFR). In lay terms, the CAFR is akin to a corporate annual report that must be prepared according to strict guidelines.

Similarly, in preparing the CAFR, the State Controller must adhere to generally accepted accounting principles (GAAP) as set down by the national Governmental Accounting Standards Board. Once the Controller is finished, the report is reviewed by the independent Legislative Audit Bureau. The fiscal 2006 CAFR is now available at: www.doa.state.wi.us (click "2006 CAFR" link).

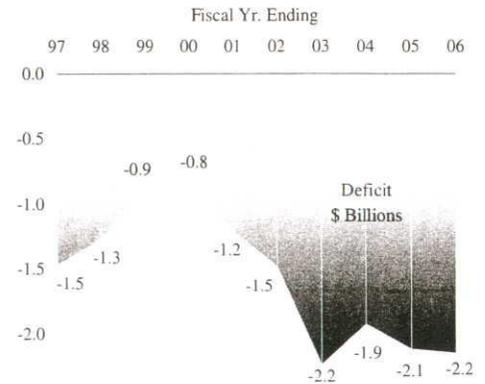
History of GAAP deficits

As the graph shows, Wisconsin state government has a history of reporting general fund deficits in its official financial report. In fact, when the state first used GAAP to prepare the report in 1990, it ran a deficit. There have been GAAP deficits ever since.

In the past decade, the smallest deficits were in fiscal years 1999 and 2000 when they were less than \$1 billion. Since then, they have grown, as the state was unable to reconcile above-average spending growth during the 1990's with the revenue slowdown that came with tax cuts, followed by the 2000-01 recession, the 9/11 terrorists attacks, and the Iraq war. From 2003 on, state GAAP deficits have averaged more than \$2 billion.

A History of Deficits

Source: State Controller Using GAAP



Budget confusion

Both the public and the press are confused by the condition of state finances. State law requires budgets to be balanced, and on paper, they generally have been. For 2005-06, state budget figures showed a small undesigned balance of \$49.2m.

However, the CAFR concludes there was a GAAP deficit of almost \$2.2b. Why the difference? The rules for preparing and enacting a state budget are different—and less demanding—than those used to prepare official financial statements.

In accounting terms, the state budgets largely on a "cash" basis; money is reported when it is received or spent. Financial statements using GAAP follow an "accrual" approach. If an item is ordered but not yet received, if a financial commitment is made, it must be shown on financial statements. Thus, timing is important in the cash vs. accrual difference.

A good illustration is property tax credits the state uses to "buy down" annual property tax bills. In December 2004, credits were subtracted from individual bills. During calendar year 2005, the state reimbursed local gov-

ernments for the lost revenue. However, because the state's fiscal year runs from July to July, it was able to time the payment so credits weren't budgeted until fiscal 2006.

Devil's in the details

The new state CAFR is not an easy read, but tucked away in its 247 pages is much of interest.

□ *Unrestricted net assets.* What if the state had a serious financial crisis? Could it pay its bills? The state has some cash on hand and is owed money by others, but the bulk of its assets are either restricted (e.g., unemployment compensation) or infrastructure. Buildings, roads, and bridges can only be sold if the state no longer provides a service. They cannot be sold quickly, and likely at less than cost.

Thus, in times of crisis, the state benefits from having unrestricted assets it can use at its discretion to meet urgent needs. Unfortunately, the state had no unrestricted net assets in 2005-06. Indeed, the CAFR shows this item to be -\$8.24b, about a half-billion dollars more than in 2004-05. In 2002, the net asset figure was -\$3.58b, so the 2002-06 increase was 130%, or \$4.66b.

□ *Bonded debt.* In addition to the GAAP deficit, much of the reason for

Comparing Financial Reports: Golden Bears vs. Badgers

CAFRs: Wis. FY 2006 vs. Calif. FY 2005 (\$b, except per capita)

Item (\$b)	California (FY 2005)			Wisconsin (FY 2006)		
	Amt.	Per Cap.	% Inc.	Amt.	Per Cap.	% Inc.
Population (m)	36.59	-	-	5.58	-	-
Personal Income	1,262.45	34,501.8	-	185.82	33,297.3	-
Gen'l Fund Balance	0.19	5.11	0.01	-2.15	-385.34	-1.16
Unrestr'd Net Assets	-52.63	-1438.36	-4.17	-8.24	-1476.30	-4.43

the negative asset figure relates to state bonds. There are two main kinds of bonds. General obligation (GO) bonds have the state's "full faith and credit" behind them. Revenue bonds are used when specific fees (e.g., gas taxes or dorm fees) repay debt.

In fiscal 2006, GO debt for various "governmental activities" was \$4.04b (up 36.4% from 2002) and totalled \$4.94b. In addition, the state had \$3.15b in revenue bond debt for governmental activities and \$3.84b overall. Revenue bond debt has increased 53.9%, or over a half billion dollars, since 2002. When all state debt is taken into account, it was \$8.98b for governmental activities and \$10.57b in total. The latter figure is up more than 80% since 2002.

□ *"Nonroutine" transfers.* One factor in the revenue bond increase has been transfers from the transportation fund to boost the sagging general fund. The CAFR lists various transfers it terms "inconsistent with the fund making the transfer." For 2005-06, the largest were: transportation (\$338.4m); recycling (\$19.1m); utility public benefit (\$18.2m); and petroleum inspection

(\$10.9m). In addition, other funds had to pay the general fund to cover debt associated with unfunded pension and unused-sick-leave liabilities. The largest amount came from the UW System (\$33.1m).

California, U.S. comparisons

Although Wisconsin remains a reasonable investment, its bond ratings trail those of all but a few states, most notably Louisiana and California. Until recently, California had major fiscal problems that led to political turmoil. Its 2006 CAFR has not been posted, but 2005 results have (see table, above).

The Golden State had a general fund surplus of +\$0.19b and unrestricted net assets of -\$52.63b. On a per capita basis, California's balance was +\$5.11 per person (see table, row three, box figures) vs. Wisconsin's deficit of -\$385.34. California had net unrestricted assets of -\$1,438.4 per capita vs. Wisconsin's -\$1,476.3 (row four). Similar findings result when the states are compared on a personal income basis (see shaded boxes in table).

Of all 50 states in fiscal 2005, Wisconsin was one of three states with a GAAP deficit; its shortfall was second only to Illinois in size. But, in per capita terms, Wisconsin's was easily the largest (\$383.35 vs. \$240.10) in the U.S.

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From: Steve Kaiser [mailto:skaiser@larsonwi.com]
Sent: Thursday, January 11, 2007 12:11 PM
To: Greg M. Keil
Subject: Status Report - Foundation Study -Larson Engineering

Greg,

Status report:

Site visits and inspections have been completed for the properties where owners responded to the City's survey with permission to inspect. These are clustered in three neighborhoods - Carver Lane area, 12th St. area just east of Racine, and the Woodland Drive area north and east of Clovis Grove school. Additional inspections have taken place where the owners have contacted Larson Engineering directly with foundation concerns. All inspections were at houses where problems were noted; some have had work done and some have not.

Compiled precipitation data in the area for the period of record (110 yr). Further, more detailed, analysis of the last 5-6 years is underway.

Test borings to be completed within the next two weeks, two in existing neighborhoods and one in new development area in the northeast part of the City.

Most problems seem to be the result of shrink swell activity in the in situ soils, due to the dry summers experienced over the last 5 years. In most discussions with home owners they have noted an increase in problems in the past few years, including in houses which previously had not exhibited problems.

Steven E. Kaiser, PE
Project Manager

skaiser@larsonengr.com

Larson Engineering, Inc.

1500 Casaloma Drive, Suite 302
Appleton, Wisconsin 54913 - 8219 USA
T 920.734.9867 F 920.734.9880



MEMO

TO: Common Council and Mayor Laux
FROM: Debbie Galeazzi, City Clerk
SUBJECT: Novus On-Line Agendas and Minutes
DATE: January 9, 2007

The Novus On-line Agendas and Minutes program is now being used for preparing agendas and minutes for City boards and committees. The agendas along with supporting documents for agenda items are on the City Website under Agendas & Minutes. The minutes will be posted on the website after approved by the appropriate board/committee.

You will notice a new format to both the agendas and minutes. All boards and committees will use the same format for both the agendas and minutes.

We are continually evaluating the Novus program and making adjustments as we see necessary. We welcome any comments or constructive criticism.

You can let your constituents know this information is available on the City website.

Please feel free to contact me should you have any questions or comments.

Doug, Mayor Joe

There are several things to report on the noise issue this week. Some of these issues were discussed with each of you earlier in the week.

1) Jim Campbell of S&P Environmental, the company that installed the baghouse, has contacted me. S&P has confirmed their commitment to resolving the damper purging fan noise. Jim has contacted the manufacturer of the dampers and has enlisted their involvement in the issue. The damper manufacturer is scheduling a site visit to locate the source of the noise and engineer a solution. I will give you an update when I have a date and time for the visit. During the call I made Jim aware of the situation of having the noise issue with the dampers escalate to neighbors complaints at a City Council Meeting and complaint to the Mayor.

2) Yesterday 01/10/07 Joe Gehlert of 208 Water Street returned my call made to him last week. We had very civilized conversation about the noise issue. I passed the above information on to Joe and restated that I remain committed to resolving the noise issue. I also reminded Joe that I thought we had resolution to the issue late last spring with he and the neighbors indicating the noise was reduced to a "liveable" level. I explained that I had not actively pursued the issue during the period through November due to that fact. I informed Joe that I had made contact with the vendor the very next morning after his November complaint and the vendor immediately made a site visit and has the issue under review. I asked to have the opportunity and time to work on resolving the noise issue.

Joe brought several alternatives to my attention that he and the other neighbor may pursue because of the noise "exposed upon them". Those alternatives included; hiring a attorney, going to the EPA, having the City buy out the property owners.

Joe also indicated that in addition to the high pitched sound attributed to the baghouse damper purging fans that he now hears a low winding noise, like a rotating noise, a noise like he heard when inside the Steam Plant. At this point I offered to have sound readings taken inside his home, the offer was declined.

3) Had a brief discussion with Alderman Tom Michalkiewicz during his visit to the plant for a tour. Exchanged to email with Alderman Don Merkes.

Dick Sturm
Manager of Steam Production
198 River St.
Menasha Wi 54952
Phone (920) 967-5192
Fax (920) 967-4899

Volunteers are the Heart of America

VOLUNTEER WEEK
APRIL 21-27, 2002



9.25.06

Mayor Lantz,

Since I am now
living in Appleton and
vote in Appleton, I must
resign my position on the
Committee on Aging Committee

Dorothy Hicks



Dorothy Hicks
2600 S Heritage Woods Dr
A233
Appleton, Wisconsin 54915

Dec. 13, 2006

Dear Mayor Joe Laux

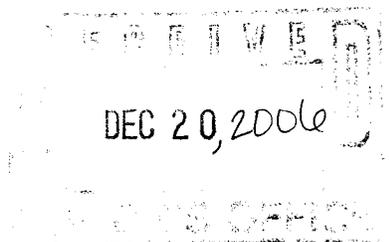
I would like to apply for a position, or a seat, on the City of Menasha Committee on Aging.

My Wife Darlene and I live at 821 Arthur Street, and have for the past thirty five years. Except for some four years in the Marine Corps, and a year in collage, I've lived in the area all my life.

I am interested in our city and the Senior population that lives here, and in the area. I am very interested in the doings of our Senior Center, and have been since I retired in the year 2000. I am Sixty One years old so a Senior myself, and would hope the you and the City Council would consider me for a spot on this - I believe - very important Committee here in Menasha.

Respectfully,
Roy T. Rogers

Telephone 722-2477



**Street Light List
Status of Council Actions
1-11-07**

Elm Street – Pole #115

- Reinstall light due to trees - **Complete**

Naymut Street – Pole #2206

- Reinstall light due to trees - **Complete**

800 Block of Broad Street – Pole #586

- Move light from Pole #588 to Pole # 587) - **Not Done Yet**

200 Block of Depere Street – Pole # 714

- Remove light (lights exist on adjacent poles) - **Not Done Yet**

400 Block of Depere Street – Pole #1188

- Reinstall light per Council directive - **Not Done Yet**

500 Block of Fourth Street – Pole #1048

- Reinstall light per Council directive - **Complete**

400 Block of Appleton Street – Pole #1157

- Reinstall light due to trees - **Complete**

800 Block of Roosevelt Street – Pole #2075

- Move light from Pole #2187 to Pole #2156 - **Complete**

617 Fifth Street – Pole #1152

- Reinstall light due to trees - **Not Done Yet**

Lawson North of Garfield

- Move light from 91 Lawson one span north - **Complete**

Naymut Street

- Reinstall light on pole # 146 - **Complete**

Nassau St

- Move the first light on the south end two spans north - **Complete**

Oak St

- Move the light at 327 Oak one span south - **Complete**
- Move the light at 391 Oak one span north - **Complete**

800 block of 1st St

- Move the light at 831 1st St one span west - **Complete**

800 block of 7th St

- Move the light at 825 7th St one span east - **Complete**
- Move the light at 885 7th St one span west - **Complete**

1036 Woodland Dr

- Re-install the light - **Complete**

800 block of Marquette St

- Move the light at 824 Marquette St one span west - **Complete**

800 block of Roosevelt St

- Move the light at 866 Roosevelt St one span west - **Complete**

Elm St

- Re-install the light at 381 Elm St - **Complete**
- Re-install the light at 345 Elm St - **Complete**

Paris St

- Move the light at 729 Parkview to the corner of Paris and Parkview - **Not Done Yet**

Grandview Avenue

- Move the light on pole #963 one span west to pole #962 - **Complete**

Nassau Street

- Move light on pole #187 to pole #186 - **Not Done Yet**

800 block of First Street

- Move light from pole #603 to pole # 602 - **Not Done Yet**
- Add light to pole # 605 - **Not Done Yet**



League of Wisconsin Municipalities

Legislative Bulletin

2007-2008, Number 1

January 5, 2007

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League of Wisconsin Municipalities

122 W. Washington Ave.
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Madison, WI 53703

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(608) 267-0645

Session Begins: Changed Political Landscape

The 2007-08 legislative session opened this week. Members of the new legislature and Governor Doyle were inaugurated on Wednesday.

Last fall's election changed the political landscape in the state Capitol. During the last two sessions, Republicans had held substantial majorities in both houses. In November, the Democrats gained an 18-15 majority in the Senate and the Republican majority in the Assembly was reduced from 60-39 to 52-47.

A split legislature is good for municipalities. It means less legislation will be enacted, reducing the likelihood of state interference with local control.

League staff has been meeting with Legislative leaders, members of the Joint Finance Committee and other veteran legislators to discuss our [legislative agenda](#) for the session. Over the next several weeks we will be meeting with new legislators.

New Legislative Leaders

Both houses will be led by new leaders this session. In the Assembly, Rep. Mike Huebsch (R-West Salem) replaces John Gard as Speaker. On the Senate side, the Democrats selected Sen. Judy Robson (Beloit) as their leader. Both are long-time veterans of the capitol but new to serving as leaders of their respective caucuses.

Other leaders on the Senate side are president Fred Risser (Madison) and assistant majority leader Dave Hansen (Green Bay) The Republican Senate Caucus selected Sen. Scott Fitzgerald (Juneau) as minority leader. Sen. Joe Leibham (Sheboygan) will serve as the assistant minority leader this session.

Joining Rep. Huebsch on the Assembly Republican leadership team

E-mail:

Witynski@lwm-info.org

On the Web:

www.lwm-info.org

Previous Newsletters

Welcome to the first newsletter



Forward to a Friend

Hi Debbie, if you know someone who would be interested in this newsletter, please forward it. Thank you!

[Forward this Newsletter](#)

>>

are majority leader Jeff Fitzgerald (Horicon); speaker pro tem Mark Gottlieb (Port Washington), who is a strong friend of local government; and assistant majority leader Mark Gundrum (New Berlin).

The Assembly Democrats voted to maintain the same leadership as last session by selecting Jim Krueser (Kenosha) as minority leader and Jon Richards (Milwaukee) as assistant minority leader.

New Chairs of Municipal Committees Named

Two legislators that support municipalities have been appointed chairs of the legislative committees dealing with local government issues. Rep. Mark Gottlieb (R-Port Washington) was appointed chair of the Assembly Urban and Local Affairs Committee for this session. Rep. Gottlieb is a former mayor and city engineer. This marks the first time in many sessions that a pro-municipality legislator has chaired the Assembly Urban and Local Affairs Committee.

Sen. Spencer Coggs (D-Milwaukee) will chair the Senate Committee on Labor, Elections and Urban Affairs. Sen. Coggs is a former health inspector for the City of Milwaukee and a friend of municipalities.

Upcoming Legislative Business

January 30 Governor Doyle's state of the state address at 7:00 pm.

January 30-February 1 First regular floor session for the 2007-2008 biennium.

February 13 Governor Doyle delivers state budget message at 7:00 p.m.

The complete floor session schedule for the 2007-2008 biennial session of the legislature is set forth in [SJR 1](#).

Another State Budget - Another Structural Deficit

The legislature's primary focus during the first six months of the session will be on enacting the 2007-2009 biennial budget. Governor Doyle will introduce his proposed budget sometime in February. According to the latest estimates by the Department of Administration (DOA), the state faces a projected \$1.6 billion deficit for the next two-year budget cycle.

[more >](#)

Stay Informed About Legislative Activities

Local officials can stay informed about activities in the state capitol through the [League's Website](#) and the Legislative Bulletin. Any municipal official may receive the Bulletin by e-mail upon request at no charge. If you would like to receive the Bulletin electronically, please send an e-mail to mmalone@lwm-info.org.

Also, all Bulletins are posted on the [League's Web site](#). Our Website also contains a [Legislative Resources page](#) with charts showing the bills the League is tracking and links to the text of those bills. Links to League memos on bills and legislators' e-mail addresses are also provided.

Recently Introduced Legislation

No bills affecting municipalities have been introduced yet.

Upcoming Committee Meetings and Hearings

- **Legislative Council Special Committee on Disaster Preparedness Planning.** The Special Committee continues its discussion of possible changes to state law. Wednesday, January 10, 10:00 a.m., Legislative Council Conference Room, 1 East Main, Suite 440, Madison.
- **Legislative Council Special Committee on Affirmative Action.** The Committee will hear testimony from invited speakers. Thursday, January 11, 10:00 a.m., 412 East, State Capitol.

Recent League Lobbying Activities

Tuesday, January 2

- Spoke with Rep. Nass's staff about impact fee law changes.
- Communicated with Rep. Musser's staff about bill drafting instructions.

Wednesday, January 3

- Joined municipal officials at the Governor's inaugural breakfast.
- Briefly met with Rep. Garthwaite. Spoke with Sen. Cowle's staff about *Newark* tax exemption issues.

local officials to review the agency's financial assistance programs.

Thursday, January 4

- Met with Sen. Hansen on video franchising, *Newark* and other municipal legislative issues.
- Met with Sen. Plale on video franchising, *Newark* and other municipal legislative issues.
- Spoke with Sen. Cowles about *Newark*.
- Met with Sen. Taylor's staff to reueiw the League's legislative agenda.
- Spoke with Sen. Robson's staff about the Democrat's property tax relief proposal.
- Met with LRB draftiing attorneys on League drafting requests.

subscribed as dgaleazz@ci.menasha.wi.us

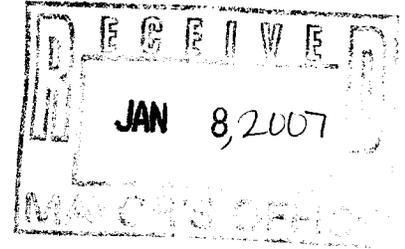
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League of Wisconsin Municipalities
122 W. Washington Ave Suite 300
Madison, WI 53703 usa



OSHKOSH (920) 236-4896
FOX CITIES (920) 727-2880
FAX (920) 424-7538

Winnebago County
Office of the County Executive



January 5, 2007

Joe Laux, Mayor
City of Menasha
140 Main St.
Menasha, WI. 54952

To: Council
Fr: Mayor

Dear Joe:

Please find enclosed a copy of Resolution 126-122006 passed by the Winnebago County Board on December 19, 2006. This Resolution supports the revision or repeal of Section 70.11(21) of the Wisconsin Statutes, which allows a property tax exemption to companies for treating waste or pollution abatement activities.

The Wisconsin Tax Appeals Commission in a March 2004 decision, Newark Group, Inc. vs. Wisconsin Department of Revenue, provided a much broader interpretation of Section 70.11(21). The paper industry and possibly other industries may use this to avoid property taxes. This exemption will shift the tax burden to other businesses and residential property taxes. This action will have devastating results in communities like Neenah, Menasha, the Town of Menasha, and Winnebago County, which have a strong paper mill presence. Over time many other communities could be adversely impacted as well.

I urge your support in convincing the Wisconsin Legislature to correct this legislation so that there is no further erosion of the county, cities, and towns' tax bases.

Sincerely,

A handwritten signature in cursive that reads "Mark L. Harris".

Mark L. Harris
County Executive

MLH/jpf
Enc.

1 126-122006

2
3 **RESOLUTION: Support Revision or Repeal of**
4 **Section 70.11(21), Stats.**

5
6 **TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

7
8 **WHEREAS**, Section 70.11(21) of the Wisconsin statutes provides for an exemption
9 from property tax for certain property used in treating waste or abating pollution; and

10
11 **WHEREAS**, the language of 70.11(21) may be given a broader interpretation since
12 the March 2004 decision of the Wisconsin Tax Appeals Commission regarding Newark
13 Group Inc. vs. Wisconsin Department of Revenue; and

14
15 **WHEREAS**, the property tax base of Winnebago County, the City of Neenah and the
16 City of Menasha may be severely eroded if this section of the Wisconsin Statutes is
17 interpreted to provide an exemption from property tax to paper companies, cheese
18 manufacturers and other manufacturers; and

19
20 **WHEREAS**, this will increase the tax burden on other business and residential
21 properties subject to property tax; and

22
23 **NOW, THEREFORE, BE IT RESOLVED** by the Winnebago County Board of
24 Supervisors that it hereby urges the Wisconsin Assembly and Wisconsin Senate to
25 immediately revise or delete such portions of 70.11(21) as necessary to prevent further
26 erosion of the county and city property tax bases; and

27
28 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that a
29 copy of this resolution be transmitted by the Winnebago County Clerk to all legislators
30 representing constituents within Winnebago County, the Wisconsin Counties Association,
31 and to the office of Governor James Doyle.

32
33
34 Respectfully Submitted by:
35 Nancy Barker, District 2
36 Jef Hall, District 17
37 Stan Kline, District 25
38 James Lauson, District 10
39 Michael Norton, District 20
40 Forrest Weber, District 1
41

42 Committee Vote:

43
44
45 Vote Requirement for Passage:

46
47
48 Approved by the Winnebago County Executive this 4th day of
49 January, 2007.

50
51 Mark J. Harris
52 Winnebago County Executive

**Winnebago County
Summary Report For Vote Number 126
12-19-2006**

Committee
December 19, 2006

Type
Resolution

Requirement
1/2 Majority Based on Attendance

Description

Resolution No. 126-122006: Support Revision or Repeal of Section 70.11(21) Stats

Seat	District	Attend	Voter	Vote	Aye	Nay	Abs
4	1	Yes	Forrest Weber	Aye	X		
6	2	Yes	Nancy Barker	Aye	X		
21	3	Yes	Donald Griesbach	Aye	X		
3	4	Yes	Joe Hotynski	Aye	X		
15	5	Yes	Shiloh Ramos	Aye	X		
14	6	Yes	Joseph Maehl	Aye	X		
22	7	Yes	Jim Koziczkowski	Aye	X		
33	8	Yes	William Pollnow, Jr.	Aye	X		
8	9	Yes	Tom Widener	Nay		X	
2	10	Yes	James Lauson	Aye	X		
40	11	Yes	David Albrecht	Aye	X		
10	12	Yes	Kenneth C. Anderson	Aye	X		
11	13	Yes	Claud Thompson	Aye	X		
19	14	Yes	Donna Lohry	Aye	X		
9	15	Yes	Kathleen Lennon	Aye	X		
25	16	Yes	Ben Farrell	Aye	X		
31	17	Yes	Jef Hall	Aye	X		
37	18	Yes	Bill Wingren	Aye	X		
27	19	Yes	Alfred Jacobson	Aye	X		
12	20	Yes	Mike Norton	Aye	X		
26	21	Yes	Bob Warnke	Aye	X		
13	22	Yes	Connie Drexler	Aye	X		
1	23	Yes	Ken Robl	Aye	X		
34	24	Yes	Arlene Schmuhl	Aye	X		
38	25	Yes	Stan Kline	Aye	X		
35	26	Yes	Susan Locke	Aye	X		
32	27	Yes	Paul Eisen	Aye	X		
39	28	Yes	John Schaidler	Aye	X		
16	29	Yes	Jerry Finch	Aye	X		
17	30	Yes	Chuck Farrey	Aye	X		
23	31	Yes	Joanne Sievert	Aye	X		
18	32	No	Steve Arne	No Vote			
7	33	Yes	Jeanette Diakoff	Aye	X		
36	34	Yes	Patrick Brennand	Aye	X		
28	35	Yes	Bernie Egan	Aye	X		
5	36	Yes	Tom Ellis	Aye	X		
20	37	Yes	Harvey Rengstorf	Aye	X		
24	38	Yes	Patrick OBrien	Aye	X		

Narrative

Submitted by: Supervisors Barker, Hall, Kline, Lauson, Norton and Weber

Adopted - On this 19 day of December 2006 by a vote of (36)-Aye, (1)-Nay, (0)-Abstain, with (1)-Absent

Attest: _____

Sue Ertmer, County Clerk



MEMORANDUM

TO: Mayor Laux, Council President Michalkiewicz and the members of the
City of Menasha Common Council

FROM: City Comptroller/Treasurer Stoffel *Trs*

DATE: 01/09/07

SUBJECT: Associated Appraisal in-office hours

The team from Associated Appraisal has asked that I approach the Common Council to see if the office hours could be changed. The proposal requested hours from eight AM to twelve PM on Tuesdays and from twelve PM to four PM on Thursdays. They would like to have all in-office hours run from eight AM to twelve PM on both days.

The proposal was written so this change can only be done by the Common Council, "or other equivalent hours as may be mutually agreeable to the Assessment Firm and the Council". I have no recommendation on this request.



MEMORANDUM

To: City of Menasha Common Council

From: Greg Keil, Community Development Director
Tom Stoffel, City Comptroller
Jeffrey S. Brandt, City Attorney

Date: January 11, 2007

RE: Rescission of Tax §74.33(1)(a) and (f)
Agricultural Use Status of Calumet County Parcels #7-00001-00, 7-00002-01

In September of 2005 the City of Menasha entered into a development agreement with Edna Huelsbeck relating to the construction of Province Terrace through her property and related issues. Section 9 of that agreement provides that "Huelsbeck shall be allowed to use any portion of the property for agricultural purposes for the 2006 and subsequent growing seasons. The city will assess any property as agricultural that is actually used for agricultural purposes".

In December of 2006 Ms. Huelsbeck received tax bills for the two parcels she owns. None of the property was valued at agricultural use rates despite approximately 9 acres being used for agricultural purposes.

Accordingly, the following adjustments should be made to the tax bills: Parcel #7-00001-00 (7.652 acres) reduce from \$1,999.03 to \$32.39, Parcel #7-00002-01 (9.91 acres total, 2.25 acres agricultural use) reduce from \$5,690.65 to \$5,330.48. We recommend that the Common Council rescind \$1,966.64 from the tax bill for parcel #7-00001-00 and \$360.17 from the tax bill from parcel #7-0002-01.

The governing statute reads in part:

74.33 Sharing and charging back of taxes due to palpable errors. (1) GROUNDS. After the tax roll has been delivered to the treasurer of the taxation district under s. 74.03, the governing body of the taxation district may refund or rescind in whole or in part any general property tax shown in the tax roll, including agreed-upon interest, if:

- (a) A clerical error has been made in the description of the property or in the computation of the tax.
- (f) An arithmetic, transpositional or similar error has occurred.

SCHEDULE FOR APPOINTMENT OF AGENT BY CORPORATION/NONPROFIT ORGANIZATION OR LIMITED LIABILITY COMPANY

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by the officer(s) of the corporation/organization or members/managers of a limited liability company and the recommendation made by the proper local official.

To the governing body of: Town/Village/City of Menasha County of Winnebago

The undersigned duty authorized officer(s)/members/managers of Bulk Petroleum Corp & Guralpal Wisc Consim Station LLC
(registered name of corporation/organization or limited liability company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as Marathon
(trade name)

located at 209 Racine St. Menasha WI 54952

appoints BUDDI SAGAR SUBEDI
(name of appointed agent)
157 West Columbus St #6, Appleton, WI, 54952
(home address of appointed agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?
 Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? Yes No
How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 2 years

Place of residence last year Milwaukee, WI

For: BULK PETROLEUM CORPORATION
(name of corporation/organization/limited liability company)
By: [Signature]
(signature of Officer/Member/Manager)
And: John Gorth ASST Sec.
(signature of Officer/Member/Manager)

ACCEPTANCE BY AGENT

I, BUDDI SAGAR SUBEDI
(print/type agent's name), hereby accept this appointment as agent for the corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

[Signature] 1/9/07 Agent's age [Redacted]
(signature of agent) (date)
157 West Columbus St #6, Appleton, WI, 54952 Date of birth [Redacted]
(home address of agent)

**APPROVAL OF AGENT BY MUNICIPAL AUTHORITY
(Clerk cannot sign on behalf of Municipal Official)**

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.
Approved on 1/10/07 by Robert Stanke, Jr. Title Police Chief
(date) (signature of proper local official) (town chair, village president, police chief)

AUXILIARY QUESTIONNAIRE ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk.

INDIVIDUAL'S FULL NAME (Please Print) (Last Name)		(First Name)	(Middle Name)	SOCIAL SECURITY NUMBER	
SUBEDI		BUDDI	SAGAR	[REDACTED]	
HOME ADDRESS (Street/Route)		POST OFFICE		STATE	ZIP CODE
209 Racine St		Menasha		WI	54952
HOME PHONE NUMBER		AGE	DATE OF BIRTH	PLACE OF BIRTH	
301-648-9685		[REDACTED]	[REDACTED]	[REDACTED]	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an individual.
- A member of a partnership which is making application for an alcohol beverage license.
- AGENT of BULK Petroleum Corp. & Gurbal Wisconsin Station LLC
(Officer/Director/Member/Manager/Agent) of (NAME OF CORPORATION, LIMITED LIABILITY COMPANY OR NONPROFIT ORGANIZATION)
 which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

1. How long have you continuously resided in Wisconsin prior to this date? 2 Years
2. Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any municipality? . Yes No
 (If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending.) (If more room is needed, continue on reverse side of this form.)
3. Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any municipality? Yes No
 (If yes, describe status of charges pending.)
4. Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? Yes No
 (If yes, identify.) _____
(NAME, LOCATION AND TYPE OF LICENSE/PERMIT)
5. Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer license, brewery permit or wholesale liquor permit in the State of Wisconsin? Yes No
 (If yes, identify.) _____
(NAME OF WHOLESALE LICENSEE OR PERMITTEE) (ADDRESS BY CITY AND COUNTY)
6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	From	Employed To
_____	_____	_____	_____

The undersigned, being first duly sworn on oath, deposes and says that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application.

Subscribed and sworn to before me

this 9th day of January, 2007
Rubrah A. Galluzzi
(CLERK/NOTARY-PUBLIC)

[Signature]
(SIGNATURE OF NAMED INDIVIDUAL)

My commission expires 8/10/08



City of Menasha • Department of Personnel
Jeffrey S. Brandt, Personnel Director

MEMO

TO: Common Council
Mayor Laux

FROM: Jeff Brandt JSB

SUBJECT: RW Management Contract

DATE: January 9, 2007

I have attached the renewal of the contract with RW Management for the Safety Committees and related issues for the City. This is the same as last year except that it is for only three months. I am in the process of preparing a Request for Proposals (RFP) for this function. I expect that they will be available for the Council to review prior to the second meeting in March. At that time, the Common Council can determine what vendor it wishes for these responsibilities. I recommend its approval.



**CITY OF MENASHA
SAFETY COORDINATOR AND PROJECT MANAGEMENT**

PERSONAL SERVICES CONTRACT

This agreement made this 2 day of January, 2007, by and between the City of Menasha (City), and RW Management Group, Inc. (RW) doing business as a corporation in Menasha, Wisconsin.

WITNESSETH

That for and in consideration of the payment and agreements hereinafter mentioned and attached to be made and performed by the City and RW, hereby agree to commence and complete the consultation and to provide the work described in the proposal and comply with the terms of the contract documents for the:

**2007 SAFETY COORDINATOR AND PROJECT MANAGEMENT
JANUARY, FEBRUARY AND MARCH**

Hereafter called the "Safety Coordinator" for the sum not to exceed, which includes expense:
\$6,000

RW will furnish all labor and other services necessary to complete the work relating to, and including, the development and administration of the planning process. RW hereby agrees to perform the work as specified by the City.

The City shall pay RW:

- Payments due by the first of each month in equal amounts of \$2,000, beginning January of 2007.

This agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

The laws of the State of Wisconsin shall govern this agreement.

The agreement is an integrated writing, executed by the parties after negotiation and discussions of all material provisions. Either party has relied upon no inducements, concessions or representations of the fact, except as set forth in this agreement and the RW proposal.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, the agreement is two (2) copies, each of which shall be deemed an original, on the first date written above.

City of Menasha

By: _____
Signature

RW Management Group, Inc.

By: Jeffrey R. Roemer
Jeffrey R. Roemer, President

CITY OF MENASHA DISBURSEMENTS

Accounts Payable for 1/4/07-1/11/07 Checks # 10851-11026	\$7,197,306.38
-------------------------------------------------------------	----------------

Payroll Checks for 1/4/07-1/11/07 Checks # 29985-30197	<u>152,974.75</u>
-----------------------------------------------------------	-------------------

Total	\$7,350,281.13
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**Gaps in the sequence of accounts payable check numbers may be caused by: voiding checks at the start of a new check run to set up printing of the checks correctly, having a large number of invoices on a particular vendor which causes the payment to be printed on more than one accounts payable check , incorrect alphabetizing of a vendor causing the accounts payable check to appear out of sequence or software/printer problems which result in accounts payable checks being printed incorrectly and needing to be discarded.

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19631 RYAN STANEK	010307	31201	54	10-301-212	675.00	REIMBURSE SUMP PUMP/PIT
	Check Date 1/4/2007	Check Nbr	010902		Check Total:	675.00
01075 ACCURATE SUSPENSION WAREHOUSE	6022321	31731	54	10-149-383	6.29	CONVOLUTED TUBING
	Check Date 1/4/2007	Check Nbr	010851		Check Total:	6.29
01675 AMT	010407	31100	21	04-299-022	150.00	WAGE ASSSIGNMENT
	Check Date 1/4/2007	Check Nbr	010852		Check Total:	150.00
02040 BADGER HIGHWAYS CO INC	133877	31100	54	10-124-300	40.48	SALT BARRELS
	133877	31482	54	10-124-821	428.08	SALT PADS
	Check Date 1/4/2007	Check Nbr	010853		Check Total:	468.56
02050 BADGER LAB & ENGINEERING INC	INV000028570	31741	19	04-520-000	1,585.00	SAMPLING
	Check Date 1/4/2007	Check Nbr	010854		Check Total:	1,585.00
02630 LARRY BONNEVILLE	121506	31100	52	08-101-191	1,010.00	REMAINDER OF TUITION ALLOWANCE
	Check Date 1/4/2007	Check Nbr	010856		Check Total:	1,010.00
02684 BOWERS & SONS CONSTRUCTION INC	121306	31485	21	04-205-000	-15,842.87	PROVINCE TER JENNIE NORMAN
	121306	31485	54	10-121-822	142,981.00	PROVINCE TER JENNIE NORMAN
	121306	31485	54	10-134-822	136,067.25	PROVINCE TER JENNIE NORMAN
	121306	31485	54	10-301-822	17,249.10	PROVINCE TER JENNIE NORMAN
	121306	31485	54	10-303-822	20,560.00	PROVINCE TER JENNIE NORMAN
	Check Date 1/4/2007	Check Nbr	010857		Check Total:	301,014.48
02796 BUBRICK'S	997411	31100	52	08-101-310	275.50	MULTI TASK CHAIR
	997754	31100	52	08-101-310	147.35	OFFICE SUPPLIES
	Check Date 1/4/2007	Check Nbr	010858		Check Total:	422.85

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03225 CB SUPPLY COMPANY INC	0129655-IN	31731	54	10-149-383	10.76	BEARING
	Check Date 1/4/2007	Check Nbr	010859		Check Total:	10.76
03275 CENTRAL AUDIO-VISUAL EQUIPMENT	06-10654	31100	52	08-101-300	63.36	AA BATTERIES
	Check Date 1/4/2007	Check Nbr	010860		Check Total:	63.36
02136 J P COOKE COMPANY	552262	31100	51	04-106-291	46.47	LICENSE TAGS/CATS
	Check Date 1/4/2007	Check Nbr	010855		Check Total:	46.47
04309 WM DIX LUMBER CO INC	28218	31207	55	07-205-822	12,925.44	DECK
	Check Date 1/4/2007	Check Nbr	010861		Check Total:	12,925.44
04360 DORNER INC	121406	31485	21	04-205-000	-6,859.95	NATURE'S WAY
	121406	31485	54	10-121-822	22,470.30	NATURE'S WAY
	121406	31485	54	10-134-822	17,647.20	NATURE'S WAY
	121406	31485	54	10-301-822	43,429.50	NATURE'S WAY
	121406	31485	54	10-303-822	53,652.00	NATURE'S WAY
	Check Date 1/4/2007	Check Nbr	010862		Check Total:	130,339.05
05085 DORIS EHLERS	010307	31201	54	10-301-212	675.00	REIMBURSE SUMP PUMP/PIT
	Check Date 1/4/2007	Check Nbr	010863		Check Total:	675.00
06050 FAITH TECHNOLOGIES INC	295645	31100	55	10-215-822	4,500.00	CAMERA INSTALLATION
	Check Date 1/4/2007	Check Nbr	010864		Check Total:	4,500.00
06075 FASTENAL COMPANY	WINEE17742	31100	55	07-202-300	22.38	CABLE TIES
	Check Date 1/4/2007	Check Nbr	010865		Check Total:	22.38

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07010 G&K SERVICES INC	1011493436	31731	54	10-149-201	181.94	CLOTHING/OP/MAT/TOWEL
	1011496851	31731	54	10-149-201	194.84	CLOTHING/MOP/MAT/TOWEL SERVICE
	1011503691	31731	54	10-149-201	193.18	CLOTHING/MOP/MAT/TOWEL SERVICE
	1011500274	31731	54	10-149-201	193.18	CLOTHING/MOP/MAT/TOWEL SERVICE
Check Date	1/4/2007	Check Nbr	010866		Check Total:	763.14
07057 GALLS INCORPORATED	5861821600038	31100	52	08-101-295	71.52	ENOFRCMENT LOCKOUT SET
	Check Date	1/4/2007	Check Nbr	010867		Check Total:
07345 GRAINGER INC	9249082893	31100	55	07-203-240	6.75	V BELT
	9250234433	31100	55	07-203-240	3.24	V BELT
	Check Date	1/4/2007	Check Nbr	010868		Check Total:
07580 GUNDERSON UNIFORM & LINEN RENT	1180006	31100	52	08-101-313	37.99	TOWEL/MAT SERVICE
	1180007	31100	51	10-115-201	21.93	MAT/MOP SERVICE
	1180007	31100	53	09-212-313	3.19	MAT/MOP SERVICE
	1180007	31100	55	07-202-313	3.19	MAT/MOP SERVICE
	Check Date	1/4/2007	Check Nbr	010869		Check Total:
08050 BRETT HALDERSON	122606	31100	52	08-101-193	98.13	CLOTHING ALLOWANCE
	Check Date	1/4/2007	Check Nbr	010870		Check Total:
08300 HEMOCUE INC	799126	31100	53	09-104-300	130.00	HEMOGLOBIN CUVETTES
	Check Date	1/4/2007	Check Nbr	010871		Check Total:
08375 DONALD HIETPAS & SONS INC	111606	31486	21	04-205-000	7,688.45	RIVER ST RELOCATION
	111606	31486	54	10-303-822	2,212.72	RIVER ST RELOCATION
	Check Date	1/4/2007	Check Nbr	010872		Check Total:

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09320 INTOXIMETERS INC	208825	31100	52	08-101-300	395.00	METER
	Check Date 1/4/2007	Check Nbr	010873		Check Total:	395.00
11123 BOB KING	010307	31201	54	10-301-212	675.00	REIMBURSE SUMP PUMP/PIT
	Check Date 1/4/2007	Check Nbr	010874		Check Total:	675.00
11315 KRUEGER TRUE VALUE	839287	31207	55	07-205-822	70.16	DRILL BITS
	841595	31100	51	10-115-300	-66.42	FAUCET/SPRAY RETURN
	Check Date 1/4/2007	Check Nbr	010875		Check Total:	3.74
11365 KUNDINGER FLUID POWER INC	P-27881-0	31731	54	10-149-383	204.23	BUNA N O RING
	Check Date 1/4/2007	Check Nbr	010876		Check Total:	204.23
12035 CHERYL LAABS	123106	31100	53	09-102-331	20.92	MILEAGE
	123106	31100	53	09-114-331	1.33	MILEAGE
	Check Date 1/4/2007	Check Nbr	010877		Check Total:	22.25
12092 LAKE PARK VILLAS HOMEOWNERS	122106	31482	54	10-143-223	32.68	PHASE 2
	122106	31482	55	07-202-223	138.92	PHASE 2
	122106	31482	56	03-501-211	1,523.42	PHASE 2
	122106	31482	56	03-501-223	21.71	PHASE 2
	122106	31482	56	03-501-513	489.00	PHASE 2
	Check Date 1/4/2007	Check Nbr	010878		Check Total:	2,205.73
12442 LIFEGUARD MD INC	21431	31100	12	04-399-000	774.94	ONSITE TRAINER
	21431	31100	53	09-102-315	193.74	ONSITE TRAINER
	Check Date 1/4/2007	Check Nbr	010879		Check Total:	968.68

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13095 MARSHALL & ILSLEY TRUST CO	010407	31100	21	04-415-000	1,733.35	FLEX SPEND MEDICAL
	010407	31100	21	04-417-000	173.08	FLEX SPEND DEPENDENT
	010407	31100	21	04-619-003	195.00	1035B FLEX SPEND REIMBURSE
Check Date	1/4/2007	Check Nbr	010880	Check Total:	2,101.43	
13120 MARTENSON & EISELE INC	40757	31208	54	10-111-212	912.50	RELOCATION RIVER STREET
	40771	31100	54	10-111-212	1,748.25	STORMWATER POND DESIGN/LAKE PK
	40758	31100	54	10-134-212	165.50	STORM WATER UTILITY
Check Date	1/4/2007	Check Nbr	010881	Check Total:	2,826.25	
13149 MATTHEWS COMMERCIAL TIRE CTR	018362	31731	54	10-149-382	576.88	SUPPLIES
	018341	31731	54	10-149-382	1,073.04	SUPPLIES
	018373	31731	54	10-149-382	308.60	TIRES
	018364	31731	54	10-149-382	1,153.76	TIRES
	018414	31731	54	10-149-382	398.32	TIRE REPAIR
Check Date	1/4/2007	Check Nbr	010882	Check Total:	3,510.60	

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13360 MENASHA ELECTRIC & WATER UTILI	010207	31100	12	04-399-000	18.88	
	010207	31100	51	04-109-214	763.00	
	010207	31100	51	10-115-223	1,421.92	
	010207	31100	51	10-115-225	230.81	
	010207	31100	53	09-102-214	112.50	
	010207	31100	53	09-102-223	115.74	
	010207	31100	53	09-102-225	48.97	
	010207	31100	53	09-212-223	384.19	
	010207	31100	53	09-212-225	64.93	
	010207	31100	54	10-131-223	368.67	
	010207	31201	54	10-301-223	24.95	
	010207	31100	55	04-221-223	8.34	
	010207	31100	55	07-202-223	841.34	
	010207	31100	55	07-202-225	203.06	
	010207	31207	55	07-205-223	333.62	
	010207	31207	55	07-205-225	16.54	
	010207	31100	55	10-215-223	69.15	
010207	31100	55	10-215-225	23.37		
010207	31456	56	03-501-223	87.20		
Check Date	1/4/2007	Check Nbr	010883		Check Total:	5,137.18
13370 MENASHA EMPLOYEES CREDIT UNION	010407	31100	21	04-299-020	22,443.00	DEDUCTIONS
Check Date	1/4/2007	Check Nbr	010884		Check Total:	22,443.00
13375 MENASHA EMPLOYEES LOCAL 1035	010407	31100	21	04-299-031	192.00	UNION DUES
Check Date	1/4/2007	Check Nbr	010885		Check Total:	192.00
13377 MENASHA EMPLOYEES LOCAL 1035B	010407	31100	21	04-299-032	240.80	UNION DUES
Check Date	1/4/2007	Check Nbr	010886		Check Total:	240.80

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13460 CITY OF MENASHA TREASURER	010207	31100	51	04-106-311	0.24	POSTAGE	
	010207	31100	53	09-102-300	9.22	FLASHLIGHT	
	010207	31100	53	09-102-311	0.57	POSTAGE	
	010207	31100	53	09-102-331	7.57	MILEAGE	
	010207	31100	53	09-103-300	1.67	BLEACH	
	010207	31100	53	09-103-311	6.15	POSTAGE	
	010207	31100	53	09-106-300	5.25	STICKERS	
	010207	31201	54	10-301-300	7.97	FILM PROCESSING	
	010207	31100	55	04-221-310	44.29	PICTURE FRAMES	
Check Date	1/4/2007	Check Nbr	010887		Check Total:	82.93	
13755 MORTON SAFETY	128942	31100	51	02-118-300	14.50	FIT TEST SOLUTION/SACCHARIN	
	Check Date	1/4/2007	Check Nbr	010888		Check Total:	14.50
13870 PEGGY MURPHY	123106	31100	53	09-102-331	12.86	MILEAGE	
	123106	31100	53	09-114-331	18.78	MILEAGE	
	Check Date	1/4/2007	Check Nbr	010889		Check Total:	31.64
14010 N&M AUTO SUPPLY	148860	31731	54	10-149-383	-61.07	FAN	
	148690	31731	54	10-149-383	-137.50	CORE DEPOSIT	
	151027	31731	54	10-149-383	59.40	DISC BRAKE PADS	
	151163	31731	54	10-149-383	8.76	SPARK PLUGS	
	151369	31731	54	10-149-383	327.81	STARTER/CORE DEPOSIT	
	151960	31731	54	10-149-383	11.45	SPARK PLUGS	
	152138	31731	54	10-149-383	6.75	RAD CAP	
	152203	31731	54	10-149-383	138.25	CABLE	
	152318	31731	54	10-149-383	35.85	FAN	
	152303	31731	54	10-149-383	161.75	CABLE	
	152367	31731	54	10-149-383	26.55	HEADLAMP	
	Check Date	1/4/2007	Check Nbr	010890		Check Total:	578.00

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15090 OGDEN PLUMBING & HEATING INC	50305	31100	51	10-115-240	351.58	SINK/FAUCET/MISC
	Check Date 1/4/2007	Check Nbr	010891		Check Total:	351.58
15160 OMNI ASSOCIATES INC	48724	31100	54	10-121-212	92.10	CONSTRUCTIONS MATERIALS TEST
	Check Date 1/4/2007	Check Nbr	010892		Check Total:	92.10
16025 PACKER CITY INTERNATIONAL	3263420050	31731	54	10-149-383	4.06	NOZZLE
	3263450030	31731	54	10-149-383	61.27	AIRFILTER/LAMP/LUBEFILTER
	Check Date 1/4/2007	Check Nbr	010893		Check Total:	65.33
16788 VIRGINIA POZOLINSKI	010307	31201	54	10-301-212	104.50	REIMBURSE SUMP PUMP/PIT
	Check Date 1/4/2007	Check Nbr	010894		Check Total:	104.50
16791 PREMIER MATERIALS TECHNOLOGY	23397	31207	55	07-205-822	542.60	FLOAT DRUM
	Check Date 1/4/2007	Check Nbr	010895		Check Total:	542.60
18430 ROLAND MACHINERY CO	2102789.	31731	54	10-149-383	845.61	PARTS
	Check Date 1/4/2007	Check Nbr	010896		Check Total:	845.61
19067 SAGEM MORPHO INC	612432	31100	52	08-101-241	330.00	MAINTENANCE AGREEMENT
	Check Date 1/4/2007	Check Nbr	010897		Check Total:	330.00
19070 CHARLES SAHR	121906	31100	52	08-101-193	31.48	UNIFORM SHOES
	Check Date 1/4/2007	Check Nbr	010898		Check Total:	31.48
19185 SCHMIDT ENGINEERING & EQUIPMEN	123706	31731	54	10-149-383	152.27	
	Check Date 1/4/2007	Check Nbr	010899		Check Total:	152.27

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19230 SCHROTH WHOLESALE SUPPLY CO	237901	31100	55	07-202-300	19.90	GARLAND
	Check Date 1/4/2007	Check Nbr	010900		Check Total:	19.90
19380 SHOPKO STORES INC	51000	31100	55	07-201-300	30.08	PUMPKIN HUNT SUPPLIES
	Check Date 1/4/2007	Check Nbr	010901		Check Total:	30.08
19711 STOPTECH LTD	26731	31100	52	08-101-295	400.75	STOP STICK
	Check Date 1/4/2007	Check Nbr	010903		Check Total:	400.75
19740 ANDREW D STUMPF LANDSCAPING	120706	31100	55	07-202-300	140.00	HAY BALES
	Check Date 1/4/2007	Check Nbr	010904		Check Total:	140.00
20405 TRI-COUNTY OVERHEAD DOOR INC	17948	31100	54	10-202-212	97.50	REPAIR DOOR OPENER/MARINA PL
	Check Date 1/4/2007	Check Nbr	010905		Check Total:	97.50
21095 UNITED WAY FOX CITIES	010407	31100	21	04-299-021	90.00	CONTRIBUTIONS
	Check Date 1/4/2007	Check Nbr	010906		Check Total:	90.00

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21205 US CELLULAR	200267787-034	31100	51	01-102-221	5.10	LAUX
	200267787-034	31100	51	02-103-221	39.00	BRANDT
	200267787-034	31100	51	04-106-221	9.17	STOFFEL
	200267787-034	31100	51	04-109-221	59.94	JAMES/LACEY
	200267787-034	31100	51	10-115-221	39.00	ALIX
	200267787-034	31100	52	08-101-221	460.87	POLICE
	200267787-034	31100	53	09-103-221	40.55	T DREW
	200267787-034	31100	53	09-119-221	22.50	NETT
	200267787-034	31100	53	09-212-221	9.14	SENIOR CENTER
	200267787-034	31100	54	10-111-221	147.20	RADTKE/DPW
	200267787-034	31731	54	10-149-221	60.54	JACOBSON
	200267787-034	31201	54	10-301-221	8.77	CONFINED SPACE
	200267787-034	31100	55	07-201-221	52.43	TUNGATE
	200267787-034	31100	55	07-202-221	53.54	HUSS
	200267787-034	31100	56	03-202-221	63.27	KEIL/BECKENDORF
Check Date	1/4/2007	Check Nbr	010907	Check Total:	1,071.02	
21280 USCM PAYROLL PROCESSING	010407	31100	21	04-419-000	8,542.28	DEFERRED COMP
	Check Date	1/4/2007	Check Nbr	010908	Check Total:	8,542.28
22120 VALLEY POPCORN CO INC	67322	31100	55	07-201-300	37.00	POPCORN FOR HAYRIDE
	Check Date	1/4/2007	Check Nbr	010909	Check Total:	37.00
22185 LAURA VANGOMPEL	010307	31201	54	10-301-212	670.63	REIMBURSE SUMP PUMP/PIT
	Check Date	1/4/2007	Check Nbr	010910	Check Total:	670.63

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22410 VINTON CONSTRUCTION	121406	31208	21	04-205-000	-1,381.33	RIVER ST RELOCATION
	121406	31208	54	10-121-822	25,556.56	RIVER ST RELOCATION
	121406	31208	54	10-134-822	2,070.00	RIVER ST RELOCATION
	111606	31208	21	04-205-000	-12,531.70	RIVER ST RELOCATION
	111606	31208	54	10-121-822	246,633.90	RIVER ST RELOCATION
	111606	31208	54	10-134-822	4,000.00	RIVER ST RELOCATION
	Check Date	1/4/2007	Check Nbr	010911	Check Total:	264,347.43
22430 VISION INSURANCE PLAN OF AMERI	43494	31100	21	04-619-005	1,116.10	EMPLOYEES
	43494	31100	21	04-619-005	-3.00	CREDIT
	Check Date	1/4/2007	Check Nbr	010912	Check Total:	1,113.10
23027 WALHDAB	010307	31100	53	09-102-320	300.00	2007 MEMBERSHIP DUES
Check Date	1/4/2007	Check Nbr	010913	Check Total:	300.00	
23152 WE ENERGIES	122006	31100	54	10-143-223	2,049.32	STREET LIGHTS
	122006	31100	54	10-143-223	-2,049.32	REISSUED WITH ADDL CHARGES
	122006	31100	54	10-143-223	1,794.53	STREET LIGHTS
	Check Date	1/4/2007	Check Nbr	010914	Check Total:	1,794.53
23160 WERNER ELECTRIC SUPPLY CO	S2023583.001	31100	55	07-202-240	21.80	FLUOR LAMP
Check Date	1/4/2007	Check Nbr	010915	Check Total:	21.80	
23194 JULIE WHITE	010207	31100	46	04-157-000	27.50	REFUSE CART DOWNGRADE
Check Date	1/4/2007	Check Nbr	010916	Check Total:	27.50	
23275 WINNEBAGO COUNTY TREASURER	102406	31100	54	10-133-822	50,000.00	WORK ON COUNTY P
Check Date	1/4/2007	Check Nbr	010917	Check Total:	50,000.00	

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23330 WISCONSIN CHIEFS OF POLICE	010207	31100	52	08-101-320	100.00	MEMBERSHIP RENEWAL
	Check Date 1/4/2007	Check Nbr	010918		Check Total:	100.00
23390 WISCONSIN DEPARTMENT OF REVENUE	120106	31100	51	04-107-250	7,059.13	FEE/ASSMENT PROPERTY
	Check Date 1/4/2007	Check Nbr	010919		Check Total:	7,059.13
23455 WISCONSIN SUPPORT COLLECTIONS	010407	31100	21	04-299-015	1,612.60	CHILD SUPPORT
	010407	31100	21	04-299-016	138.40	SPOUSAL SUPPORT
	Check Date 1/4/2007	Check Nbr	010920		Check Total:	1,751.00
23580 SANDRA WUNDERLICH	010207	31100	55	07-201-203	310.00	INSTRUCTIONS YOUTH DANCE
	Check Date 1/4/2007	Check Nbr	010921		Check Total:	310.00
Grand Total:					847,026.97	

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01075 ACCURATE SUSPENSION WAREHOUSE	6022329	31731	54	10-149-300	129.90	SHOP EQUIPMENT
	6022536	31731	54	10-149-300	90.72	SHOP SUPPLIES
	6022545	31731	54	10-149-383	13.44	CONVOLUTED TUBING/SQUADS
Check Date	1/11/2007	Check Nbr	010922	Check Total:	234.06	
01315 AIRGAS NORTH CENTRAL	105161870	31731	54	10-149-300	95.02	OXYGEN
	105173464	31100	55	07-202-203	33.50	ANNUAL MAINTENANCE SERVICE
	105173462	31100	55	07-202-203	33.50	ANNUAL MAINTENANCE SERVICE
	105173461	31100	55	07-202-203	33.50	ANNUAL MAINTENANCE SERVICE
	105173460	31100	55	07-202-203	33.50	ANNUAL MAINTENANCE SERVICE
	105173463	31100	55	07-202-203	33.50	ANNUAL MAINTENANCE SERVICE
	105173459	31100	55	07-202-203	33.50	ANNUAL MAINTENANCE SERVICE
	105173458	31100	55	07-202-203	33.50	ANNUAL MAINTENANCE SERVICE
	105173457	31100	55	07-202-203	30.00	ANNUAL MAINTENANCE SERVICE
	105173456	31100	55	07-202-203	37.50	ANNUAL MAINTENANCE SERVICE
	105173455	31100	55	07-202-203	33.50	ANNUAL MAINTENANCE SERVICE
	105173454	31100	55	07-202-203	48.45	ANNUAL MAINTENANCE SERVICE
Check Date	1/11/2007	Check Nbr	010923	Check Total:	478.97	
01730 APPLETON COMPRESSOR SERVICE &	0065763-IN	31100	54	10-131-300	82.92	REGULATOR
Check Date	1/11/2007	Check Nbr	010924	Check Total:	82.92	
01760 APPLETON SCHOOL DISTRICT	011007	31100	21	04-304-000	521,931.27	TAX COLLECTION
Check Date	1/11/2007	Check Nbr	010925	Check Total:	521,931.27	
01765 APPLETON STEEL INC	19584	31100	55	07-202-300	15.04	SHEARING ITEMS
Check Date	1/11/2007	Check Nbr	010926	Check Total:	15.04	
01795 ARMOR HOLDINGS FORENSICS INC	F06-31633I	31100	52	08-101-300	29.50	ADJ EVIDENCE TUBES
Check Date	1/11/2007	Check Nbr	010927	Check Total:	29.50	

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01850 ASSESSMENT TECHNOLOGIES LLC	1183	31100	51	04-107-214	330.00	CUSTOM PROGRAMMING
	Check Date 1/11/2007	Check Nbr	010928		Check Total:	330.00
01876 ATLANTIC TACTICAL	SI-217119	31100	52	08-101-193	244.79	CLOTHING
	Check Date 1/11/2007	Check Nbr	010929		Check Total:	244.79
01883 ATSSA	010807	31100	54	10-111-300	36.95	INTERSECTION SAFETY CD
	Check Date 1/11/2007	Check Nbr	010930		Check Total:	36.95
02040 BADGER HIGHWAYS CO INC	133946	31482	54	10-124-821	28.94	YARD SALT PAD
	133911	31482	54	10-124-821	1,341.10	SALT PADS
	Check Date 1/11/2007	Check Nbr	010931		Check Total:	1,370.04
02050 BADGER LAB & ENGINEERING INC	INV000028692	31201	54	10-301-212	1,136.00	INTERTAPE POLYMER WASTEWATER
	INV000028625	31201	54	10-301-212	752.00	WHITING PAPER WASTEWATER
	INV000028626	31201	54	10-301-212	752.00	GUNDERSON CLEANERS WASTEWATER
	INV000028627	31201	54	10-301-212	752.00	GRAPHICS PACKAGING WASTEWATERS
	INV000028628	31201	54	10-301-212	897.00	DURA FIBRE WASTEWATERS
	INV000028629	31201	54	10-301-212	897.00	MONDI PACKAGING WASTEWATERS
	INV000028630	31201	54	10-301-212	752.00	ALCAN PACKAGING WASTEWATERS
	Check Date 1/11/2007	Check Nbr	010932		Check Total:	5,938.00
02335 BECK ELECTRIC INC	C280	31100	55	07-202-240	137.16	BULBS
	C304	31100	55	07-202-240	78.48	BULBS
	C306	31100	55	07-203-243	1,098.49	STARTER POOL FILTER PUMP
	C292	31100	55	10-215-822	3,824.39	POLES FOR BRIDGE CAMERAS
	C296	31100	54	10-143-216	1,094.00	LIGHT INSTALLATION
	C249	31731	54	10-149-240	845.83	MISC BLDG REPAIRS
	Check Date 1/11/2007	Check Nbr	010933		Check Total:	7,078.35

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02405 BERGSTROM AUTOMOTIVE NEENAH	100545	31731	54	10-149-383	28.78	GUARD PKG
	<u>Check Date</u> 1/11/2007	<u>Check Nbr</u>	<u>010934</u>		<u>Check Total:</u>	28.78
02407 BERGSTROM GM OF NEENAH	200256	31731	54	10-149-383	64.35	ELEMENT
	<u>Check Date</u> 1/11/2007	<u>Check Nbr</u>	<u>010935</u>		<u>Check Total:</u>	64.35
02410 BERGSTROM NEENAH-MENASHA FORD	FOCS94331	31100	52	08-101-295	250.00	REPAIR HORN
	<u>Check Date</u> 1/11/2007	<u>Check Nbr</u>	<u>010936</u>		<u>Check Total:</u>	250.00
02500 BARB BIGALKE	010807	31262	52	08-101-320	95.00	PROFESSIONAL DUES
	<u>Check Date</u> 1/11/2007	<u>Check Nbr</u>	<u>010937</u>		<u>Check Total:</u>	95.00
02545 BLUE PRINT SERVICE CO INC	194116	31100	51	04-109-312	1,505.40	INK SUPPLIES
	<u>Check Date</u> 1/11/2007	<u>Check Nbr</u>	<u>010938</u>		<u>Check Total:</u>	1,505.40
02630 LARRY BONNEVILLE	121506	31100	52	08-101-191	1,010.00	REMAINDER OF TUITION ALLOWANCE
		31100	52	08-101-191	-1,010.00	DUPLICATE PAYMENT
	<u>Check Date</u> 1/11/2007	<u>Check Nbr</u>	<u>010939</u>		<u>Check Total:</u>	0.00
02717 JEFFREY BRANDT	123106	31100	51	02-103-331	22.12	MILEAGE
	123106	31100	51	02-105-331	19.58	MILEAGE
	<u>Check Date</u> 1/11/2007	<u>Check Nbr</u>	<u>010940</u>		<u>Check Total:</u>	41.70
02730 BRAZEE ACE HARDWARE	54720	31100	55	07-202-300	16.98	25 FT CORDS
	54741	31731	54	10-149-313	6.99	VACUUM BAGS
	54744	31100	51	10-115-240	9.30	MISC HARDWARE
	54762	31100	51	10-115-313	7.49	HUMIDIFIER FILTER
	<u>Check Date</u> 1/11/2007	<u>Check Nbr</u>	<u>010941</u>		<u>Check Total:</u>	40.76

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02760 BROOKS TRACTOR	D78236	31731	54	10-149-383	194.34	REPLACEMENT PARTS
	Check Date 1/11/2007	Check Nbr	010942		Check Total:	194.34
02780 BRUCE MUNICIPAL EQUIPMENT INC	5070326	31100	54	10-123-315	1,364.57	MOTOR/DIRT SHOE PLATES
	Check Date 1/11/2007	Check Nbr	010943		Check Total:	1,364.57
02796 BUBRICK'S	982763	31100	52	08-101-310	445.05	OFFICE SUPPLIES
	979925	31100	52	08-101-310	30.55	OFFICE SUPPLIES
	Check Date 1/11/2007	Check Nbr	010944		Check Total:	475.60
03070 CALUMET COUNTY TREASURER	011007	31100	21	04-300-000	402,070.09	CALUMET COUNTY
	011007	31100	21	04-309-000	17,447.59	STATE OF WISCONSIN
	Check Date 1/11/2007	Check Nbr	010945		Check Total:	419,517.68
04110 DAVEL ENGINEERING INC	4017	31100	56	03-202-216	2,208.75	ANNEXATION DOCUMENTS
	Check Date 1/11/2007	Check Nbr	010947		Check Total:	2,208.75
04450 DWD-UI	53184	31100	52	08-106-162	38.66	PARK/REC
	53184	31100	55	10-215-162	6,500.92	BRIDGES
	Check Date 1/11/2007	Check Nbr	010948		Check Total:	6,539.58
05187 ENDRIES INTERNATIONAL INC	7426475-00	31100	55	07-202-240	72.67	WASHERS/SCREWS/BOLTS
	Check Date 1/11/2007	Check Nbr	010949		Check Total:	72.67
06065 FAMILY THERAPY & ANXIETY CTR	123106	31100	52	08-101-215	774.00	SERVICES/POLICE
	Check Date 1/11/2007	Check Nbr	010950		Check Total:	774.00

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06115 FERRELLGAS	1013158750	31266	54	10-307-300	61.49	LIQUEFIED PETROLUEM GAS
	1013158729	31731	54	10-149-300	21.92	LIQUEFIED PETROLEUM GAS
	1012867214	31731	54	10-149-300	39.21	LIQUEFIED PETROLEUM GAS
	1012867246	31266	54	10-307-300	61.49	LIQUEFIED PETROLEUM GAS
	Check Date 1/11/2007	Check Nbr	010951		Check Total:	184.11
06450 FOX CITIES MAGAZINE	00013540	31100	56	03-202-291	875.00	FOX CITIES AT HOME GUIDE
		Check Date 1/11/2007	Check Nbr	010952	Check Total:	875.00
06615 FOX VALLEY TECHNICAL COLLEGE	011007	31100	21	04-303-000	491,864.68	WINNEBAGO
	011007	31100	21	04-303-000	165,505.88	CALUMET
		Check Date 1/11/2007	Check Nbr	010953	Check Total:	657,370.56
07010 G&K SERVICES INC	1011507108	31731	54	10-149-201	193.18	CLOTHING/MOP/MAT/TOWEL SERVICE
		Check Date 1/11/2007	Check Nbr	010954	Check Total:	193.18
07057 GALLS INCORPORATED	5865088600011	31100	52	08-101-295	21.12	SURGICAL TAPE
	5865088600029	31100	52	08-101-295	57.65	MAXI MEDIC BAG
		Check Date 1/11/2007	Check Nbr	010955	Check Total:	78.77
07082 TIM GARNEY	011007	31201	54	10-301-212	675.00	REIMBURSE SUMP PUMP/PIT
		Check Date 1/11/2007	Check Nbr	010956	Check Total:	675.00
07173 GEOANALYTICS INC	3528	31100	56	03-202-216	500.00	PROJECT
		Check Date 1/11/2007	Check Nbr	010957	Check Total:	500.00
07223 SARAH A GILBERT	010307	31822	55	04-107-316	250.00	HATTIE MINER SCHOLARSHIP
		Check Date 1/11/2007	Check Nbr	010958	Check Total:	250.00

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07295 GOSS AUTO BODY INC	37326	31100	52	08-101-295	90.00	TOWING
	Check Date 1/11/2007	Check Nbr	010959		Check Total:	90.00
08406 RUSSELL HINTZE	011007	31201	54	10-301-212	250.00	REIMBURSE SUMP PUMP/PIT
	Check Date 1/11/2007	Check Nbr	010960		Check Total:	250.00
08440 KEVIN HOESLY	011007	31201	54	10-301-212	675.00	REIMBURSE SUMP PUMP/PIT
	Check Date 1/11/2007	Check Nbr	010961		Check Total:	675.00
09105 INDEPENDENT INSPECTIONS LTD	15779	31100	52	03-301-216	6,224.35	DECEMBER 2006 PERMITS
	Check Date 1/11/2007	Check Nbr	010962		Check Total:	6,224.35
09290 INTERSTATE BATTERY OF GREEN BA	90034327	31731	54	10-149-383	88.80	NEW SQUAD
	Check Date 1/11/2007	Check Nbr	010963		Check Total:	88.80
10335 JX ENTERPRISES INC	D263050021	31731	54	10-149-383	-375.00	CORE CREDIT
	D263600051	31731	54	10-149-383	95.61	GAUGE
	Check Date 1/11/2007	Check Nbr	010964		Check Total:	-279.39

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11155 KITZ & PFEIL INC	112114-0022	31100	52	08-101-313	18.89	HUMIDIFIER WICK
	112814-0134	31731	54	10-149-383	3.50	NIPPLE
	112914-0053	31207	55	07-205-822	9.75	MARINA PIER PROJECT SUPPLIES
	112914-0147	31100	55	07-202-240	8.08	MOUSE TRAPS
	113014-0090	31100	52	05-201-240	23.37	TRAP
	120114-0001	31100	55	07-202-822	41.23	MARINA PIER PROJECT
	120114-0019	31100	54	10-124-300	14.12	WINDSHIELD TREATMENT
	120114-0049	31731	54	10-149-383	28.05	PULL ELBOW
	120114-0100	31100	55	07-202-300	17.99	OUTLET STAKE TIMER
	120414-0120	31100	55	07-202-240	24.82	JEFFERSON PAVILION MISC
	120414-0121	31100	55	07-202-300	16.36	LOCK NUT/BOLT
	120509-0002	31731	54	10-149-383	7.87	ELBOWS
	120514-0032	31100	55	07-202-240	5.52	HARDWARE MISC
	120514-0035	31100	54	10-124-300	3.59	PVC DWV CAP
	120514-0120	31100	55	07-202-240	3.60	HARDWARE MISC
	120514-0150	31100	55	07-202-240	5.92	DUCT ELBOWS
	120603-0008	31731	54	10-149-383	32.44	DISC FRICTION WB SNO
	120609-0028	31100	55	07-202-240	2.88	TAPCON SCREW
	120614-0013	31100	54	10-131-300	38.69	BRUSHES/EDGE BLADES
	120614-0048	31100	55	07-202-240	5.39	ROLLER COVERS
	120614-0061	31100	55	07-202-313	5.92	SOAP PAD/DAWN LIQ SOAP
	120614-0099	31100	51	10-115-300	13.05	HARDWARE MISC
	120714-0034	31100	55	07-202-240	8.98	MINI FOAM ROLLER/REFILL
	120714-0076	31100	55	07-203-240	1.08	HARDWARE MISC
	120714-0143	31100	55	07-202-240	1.24	HARDWARE MISC
	120803-0002	31100	56	07-101-300	14.38	STIHL BAR OIL
	121114-0037	31100	53	07-401-240	7.13	WIRE ROPE CLIP
	121114-0040	31731	54	10-149-383	3.78	HARDWARE MISC
	121114-0187	31201	54	10-301-300	3.59	THREADLOCKER
	121214-0002	31731	54	10-149-300	5.02	HOLE PUNCH
	121214-0154	31100	51	10-115-240	21.01	HARDWARE MISC/RESTROOM
	121314-0020	31100	54	10-124-300	8.54	INLINE CHECK VALVE
	121314-0072	31100	51	10-115-240	2.76	WASHERS

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	121314-0094	31100	55	07-203-315	13.37	BITS
	121414-0060	31100	53	07-401-240	15.54	LOCK WASHERS/MISC
	121414-0073	31100	53	07-401-240	7.45	DRILL BITS
	121414-0145	31100	54	10-304-300	21.59	SCRAPER
	121509-0003	31731	54	10-149-383	4.40	HARDWARE MISC
	121914-0003	31100	55	07-202-300	3.86	PAINT REPLPAD
	121914-0129	31100	54	10-124-300	51.73	FEED SCOOP
	122014-0060	31100	52	08-101-313	15.96	BULBS
	Check Date 1/11/2007	Check Nbr	010968		Check Total:	542.44
11315 KRUEGER TRUE VALUE	841180	31100	51	10-115-300	70.19	FAUCET/SPRAY
	Check Date 1/11/2007	Check Nbr	010969		Check Total:	70.19
13043 MANAWA TELEPHONE CO	010107	31100	51	04-109-221	39.95	INTERNET SERVICE
	Check Date 1/11/2007	Check Nbr	010970		Check Total:	39.95
13045 MANDERFIELD BAKERY	247440	31100	51	02-117-202	70.00	ELECTIONS
	Check Date 1/11/2007	Check Nbr	010971		Check Total:	70.00
13095 MARSHALL & ILSLEY TRUST CO	011107	31100	21	04-415-000	157.38	FLEX SPEND MEDICAL
	011107	31100	21	04-417-000	96.15	FLEX SPEND DEPENDENT CARE
	Check Date 1/11/2007	Check Nbr	010972		Check Total:	253.53
13097 MARSHALL & ILSLEY TRUST-MILW	5100611	31100	51	02-105-211	244.00	MONTHLY FEE
	Check Date 1/11/2007	Check Nbr	010973		Check Total:	244.00
13149 MATTHEWS COMMERCIAL TIRE CTR	018461	31731	54	10-149-382	51.76	FLAT REPAIR
	Check Date 1/11/2007	Check Nbr	010974		Check Total:	51.76

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13360 MENASHA ELECTRIC & WATER UTILI	12082006	31100	54	10-143-223	310.32	STREET LIGHTS
	010407	31100	12	04-399-000	808.95	
	010407	31100	12	04-399-000	153.69	
	010407	31100	12	04-399-000	5.35	
	010407	31100	52	08-101-223	1,117.13	
	010407	31100	52	08-101-225	212.24	
	010407	31100	54	10-131-223	678.79	
	010407	31100	54	10-131-225	20.35	
	010407	31731	54	10-149-223	1,386.72	
	010407	31731	54	10-149-225	800.17	
	010407	31201	54	10-301-223	21.44	
	010407	31266	54	10-308-223	8.48	
	010407	31100	55	06-101-223	2,345.04	
	010407	31100	55	06-101-225	385.54	
	010407	31100	55	07-202-223	1,361.61	
	010407	31100	55	07-202-225	20.19	
	010407	31100	55	07-203-223	177.01	
	010407	31100	55	07-203-225	277.92	
	010407	31100	55	10-215-223	261.32	
	010407	31100	12	04-399-000	6.18	
	010407	31100	54	10-131-223	201.02	
	010407	31201	54	10-301-223	73.75	
	010407	31100	55	07-202-223	493.34	
	010407	31100	55	07-202-223	10.55	
010407	31100	55	07-202-225	55.43		
Check Date 1/11/2007 Check Nbr 010975					Check Total: 11,192.53	
13370 MENASHA EMPLOYEES CREDIT UNION	011107	31100	21	04-299-020	2,038.00	DEDUCTIONS
	Check Date 1/11/2007 Check Nbr 010976					Check Total: 2,038.00

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13375 MENASHA EMPLOYEES LOCAL 1035	011107	31100	21	04-299-031	192.00	UNION DUES
	Check Date 1/11/2007	Check Nbr	010977		Check Total:	192.00
13400 MENASHA JOINT SCHOOL DISTRICT	011007	31100	21	04-302-000	2,605,997.51	WINNEBAGO COUNTY
	011007	31100	21	04-302-000	301,903.60	CALUMET COUNTY
	Check Date 1/11/2007	Check Nbr	010978		Check Total:	2,907,901.11
13425 CITY OF MENASHA POLICE DEPT	010407	31100	52	08-101-300	45.46	SUPPLIES
	010407	31100	52	08-101-333	60.69	MEETINGS/ETC
	Check Date 1/11/2007	Check Nbr	010979		Check Total:	106.15
13435 MENASHA POSTMASTER	010407	31100	53	09-212-311	62.00	FEB NEWSLETTER POSTAGE
	Check Date 1/11/2007	Check Nbr	010980		Check Total:	62.00
	010307	31100	51	10-115-311	160.00	PRESORT MAIL PERMIT
	Check Date 1/11/2007	Check Nbr	010981		Check Total:	160.00
13460 CITY OF MENASHA TREASURER	010507	31100	46	04-157-000	26.00	TO PARCEL 7-815 FOR CORRECTION
	Check Date 1/11/2007	Check Nbr	010982		Check Total:	26.00
13585 MID-STATES ORGANIZED CRIME INF	9613	31100	52	08-101-320	200.00	MEMBERSHIP DUES
	Check Date 1/11/2007	Check Nbr	010983		Check Total:	200.00
13685 MINNESOTA MUTUAL LIFE INSURANC	FEB2007	31100	21	04-618-000	2,321.37	LIFE INSURANCE
	Check Date 1/11/2007	Check Nbr	010984		Check Total:	2,321.37

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Vendor ID / Name	Invoice Nbr	CpnyID	Acct	Subaccount	Amount	Invoice Description
14010 N&M AUTO SUPPLY	153199	31731	54	10-149-383	14.77	FUEL FILTER
	153195	31731	54	10-149-383	18.32	OIL FILTER/SWITCH
	153785	31731	54	10-149-383	33.56	BLADES
	153466	31731	54	10-149-383	34.19	STOCK
Check Date	1/11/2007	Check Nbr	010985		Check Total:	100.84
14175 NEENAH FOUNDRY CO	5716	31100	54	10-134-300	218.00	GRATE
	Check Date	1/11/2007	Check Nbr	010986		Check Total:
14220 NEENAH-MENASHA SEWERAGE COMM	2007-008	31201	54	10-302-250	17,198.00	BOND ISSUES
	2007-002	31201	54	10-302-250	61,768.38	WASTEWATER TREATMENT
Check Date	1/11/2007	Check Nbr	010987		Check Total:	78,966.38
14385 NOFFKE LUMBER INC	061220800552	31100	55	07-202-240	176.06	LUMBER
	061220800804	31100	55	07-202-240	34.60	LUMBER
Check Date	1/11/2007	Check Nbr	010988		Check Total:	210.66
15135 ALEXIS OLSON	010307	31100	21	04-289-000	55.76	SUPPLIES FOR CARD MAKING
Check Date	1/11/2007	Check Nbr	010989		Check Total:	55.76

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Vendor ID / Name	Invoice Nbr	CpnyID	Acct	Subaccount	Amount	Invoice Description
03405 ONE COMMUNICATIONS	010907	31100	12	04-399-000	26.04	INSPECTION
	010907	31207	12	04-399-000	22.52	MARINA
	010907	31100	51	01-102-221	47.98	MAYOR
	010907	31100	51	02-103-221	35.80	ATTORNEY
	010907	31100	51	02-104-221	35.80	CLERK
	010907	31100	51	02-105-221	51.77	PERSONNEL
	010907	31100	51	04-106-221	76.36	FINANCE
	010907	31100	51	04-107-221	41.20	ASSESSOR
	010907	31100	51	04-109-221	278.84	IS
	010907	31100	51	10-115-221	242.22	CITY HALL
	010907	31100	52	05-701-221	154.38	EOC
	010907	31100	52	08-101-221	428.43	POLICE
	010907	31100	53	09-102-221	78.86	HEALTH
	010907	31100	53	09-212-221	59.24	SEN CTR
	010907	31100	54	10-111-221	87.44	PUB WKS
	010907	31100	54	10-131-221	13.28	SIGN SHOP
	010907	31731	54	10-149-221	123.63	GARAGE
	010907	31100	55	06-101-221	232.41	LIBRARY
	010907	31100	55	07-201-221	45.10	RECREATION
	010907	31100	55	07-202-221	82.23	PARKS
010907	31100	55	07-203-221	33.75	POOL	
010907	31100	55	10-215-221	28.04	BRIDGES	
010907	31100	56	03-202-221	27.08	COM DEV	
Check Date	1/11/2007	Check Nbr	010946	Check Total:	2,252.40	
16025 PACKER CITY INTERNATIONAL	3263470030	31731	54	10-149-383	48.42	CRIMP
	3263480050	31731	54	10-149-383	39.41	PARTS
Check Date	1/11/2007	Check Nbr	010990	Check Total:	87.83	

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Vendor ID / Name	Invoice Nbr	CpnyID	Acct	Subaccount	Amount	Invoice Description
16465 POSTAL ANNEX	104768	31100	52	08-101-311	15.26	POLICE
	105623	31100	12	04-399-000	9.08	FIRE
	106336	31100	52	08-101-311	6.64	POLICE
	106777	31100	52	08-101-311	6.56	POLICE
	106856	31100	12	04-399-000	20.09	FIRE
	Check Date 1/11/2007	Check Nbr	010991		Check Total:	57.63
18145 RED	OOW3027	31100	52	08-101-193	196.77	CLOTHING
	Check Date 1/11/2007	Check Nbr	010992		Check Total:	196.77
18190 REGISTRATION FEE TRUST TVRP	011007	31100	45	04-403-000	500.00	PARKING TICKET PROCESS FEE
	Check Date 1/11/2007	Check Nbr	010993		Check Total:	500.00
19070 CHARLES SAHR	122906	31100	52	08-101-193	103.98	UNIFORM ALLOWANCE
	Check Date 1/11/2007	Check Nbr	010994		Check Total:	103.98
19160 SCHILLER'S TREE SERVICE INC	14811	31100	56	07-101-206	5,499.00	TREE/STUMP REMOVALS
	Check Date 1/11/2007	Check Nbr	010995		Check Total:	5,499.00
19167 RACHEL SCHLIMM	011007	31100	22	04-101-000	77.50	RESERVATION CANCELLATION
	Check Date 1/11/2007	Check Nbr	010996		Check Total:	77.50
19185 SCHMIDT ENGINEERING & EQUIPMEN	123727	31731	54	10-149-383	1,686.49	EQUIPMENT
	Check Date 1/11/2007	Check Nbr	010997		Check Total:	1,686.49
19325 SERVICE MOTOR COMPANY	IV42826	31731	54	10-149-383	421.45	SWITCH/PAD
	Check Date 1/11/2007	Check Nbr	010998		Check Total:	421.45
19380 SHOPKO STORES INC	51080	31100	52	08-103-300	225.00	GIFT CERTICATES CROSS GUARDS
	Check Date 1/11/2007	Check Nbr	010999		Check Total:	225.00

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Vendor ID / Name	Invoice Nbr	CpnyID	Acct	Subaccount	Amount	Invoice Description
19585 SPORTS GRAPHICS	2743A	31100	52	08-101-193	28.78	FLEECE CLOTHING
	Check Date 1/11/2007	Check Nbr	011000		Check Total:	28.78
19717 MICHAEL STRAUCH	011007	31201	54	10-301-212	597.50	REIMBURSE SUMP PUMP/PIT
	Check Date 1/11/2007	Check Nbr	011001		Check Total:	597.50
19775 SUPERIOR CHEMICAL CORP	8567	31731	54	10-149-300	104.85	AEROSOL
	Check Date 1/11/2007	Check Nbr	011002		Check Total:	104.85
20075 TEL/COM	10060288	31100	51	04-109-221	7.95	IS
	10060288	31100	51	10-115-221	7.95	CITY HALL
	10060288	31100	55	06-101-221	7.95	LIBRARY
	10060288	31100	55	07-202-221	205.65	PARKS
	10060288	31100	55	07-203-221	75.00	POOL
	Check Date 1/11/2007	Check Nbr	011003		Check Total:	304.50
20145 THEDACARE	9650854	31100	52	08-101-215	441.60	VENIPUNCTURE
	Check Date 1/11/2007	Check Nbr	011004		Check Total:	441.60
20155 THEDACARE LABORATORIES	22456	31731	54	10-149-215	32.15	BLOOD COLLECTION
	Check Date 1/11/2007	Check Nbr	011005		Check Total:	32.15
21060 UNITED PAPER CORPORATION	47908	31100	52	08-101-300	235.60	EMERGENCY BLANKETS
	Check Date 1/11/2007	Check Nbr	011006		Check Total:	235.60
21085 UNITED TRANSLATORS INC	3742	31100	53	09-102-215	86.25	INTERPRETATION RAMIREZ
	Check Date 1/11/2007	Check Nbr	011007		Check Total:	86.25
21227 US OIL CO INC	L29754	31731	54	10-149-242	12.00	SAMPLE
	Check Date 1/11/2007	Check Nbr	011008		Check Total:	12.00

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Vendor ID / Name	Invoice Nbr	CpnyID	Acct	Subaccount	Amount	Invoice Description
21280 USCM PAYROLL PROCESSING	011107	31100	21	04-419-000	977.50	DEFERRED COMP
	Check Date 1/11/2007	Check Nbr	011009		Check Total:	977.50
22045 VALLEY CAMERA	21639	31100	52	08-101-300	14.00	PROCESSING
	Check Date 1/11/2007	Check Nbr	011010		Check Total:	14.00
22348 KATHY VERSTEGAN	010307	31827	53	09-212-205	50.00	DONATION/ENTERTAIN JAN PARTY
	Check Date 1/11/2007	Check Nbr	011011		Check Total:	50.00
23065 WASC	0130707	31100	53	09-212-320	65.00	ANNUAL MEMBERSHIP DUES
	Check Date 1/11/2007	Check Nbr	011012		Check Total:	65.00
	010407	31100	53	09-212-320	10.00	ENROLLMENT FOR ESSAY CONTEST
	Check Date 1/11/2007	Check Nbr	011013		Check Total:	10.00
23125 WAVERLY BEACH SHELL	6307	31100	52	08-101-295	130.00	CAR WASHES
	Check Date 1/11/2007	Check Nbr	011014		Check Total:	130.00
23130 WAVERLY SANITARY DISTRICT	122706	31100	55	07-202-225	94.53	BARKER FARM PAVILION
	Check Date 1/11/2007	Check Nbr	011015		Check Total:	94.53
	011007	31100	21	04-307-000	54,197.53	TAX COLLECTION
	Check Date 1/11/2007	Check Nbr	011016		Check Total:	54,197.53
23152 WE ENERGIES	122706	31100	55	07-202-223	8.09	NORTH ST
	122706	31100	55	07-202-224	164.05	999 BRIGHTON DR
	122706	31100	55	07-202-223	8.09	NORTH ST
	Check Date 1/11/2007	Check Nbr	011018		Check Total:	180.23
23215 WIL-KIL PEST CONTROL	1045777	31731	54	10-149-207	62.00	COMMERCIAL CONTRACT
	Check Date 1/11/2007	Check Nbr	011019		Check Total:	62.00

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Vendor ID / Name	Invoice Nbr	CpnyID	Acct	Subaccount	Amount	Invoice Description
23275 WINNEBAGO COUNTY TREASURER	100360	31100	52	08-602-250	96.00	INMATES
	Check Date 1/11/2007	Check Nbr	011020		Check Total:	96.00
	011007	31100	21	04-301-000	1,570,984.14	WINNEBAGO COUNTY
	011007	31100	21	04-309-000	54,464.09	STATE OF WISCONSIN
	Check Date 1/11/2007	Check Nbr	011021		Check Total:	1,625,448.23
23147 WISCONSIN CONCRETE PAVEMENT	010507	31100	54	10-111-332	180.00	PAVEMENT WORKSHOP
	Check Date 1/11/2007	Check Nbr	011017		Check Total:	180.00
23371 WISCONSIN DEPARTMENT OF JUSTIC	L7101T	31100	52	08-101-250	30.00	NAME SEARCHES
	Check Date 1/11/2007	Check Nbr	011022		Check Total:	30.00
23397 WISCONSIN DEPARTMENT OF TRANSP	L45762	31100	54	10-111-212	5,655.67	STATE PROJ 3RD/RACINE/MANITOWC
	L45761	31100	54	10-111-212	5,319.22	STATE PROJ/3RD/TAYCO/RACINE
	Check Date 1/11/2007	Check Nbr	011023		Check Total:	10,974.89
23455 WISCONSIN SUPPORT COLLECTIONS	011107	31100	21	04-299-015	436.31	CHILD SUPPORT
	011107	31100	21	04-299-016	138.40	SPOUSAL SUPPORT
	Check Date 1/11/2007	Check Nbr	011024		Check Total:	574.71
23550 WPHA	010807	31100	53	09-102-320	75.00	MEMBERSHIP DUES
	Check Date 1/11/2007	Check Nbr	011025		Check Total:	75.00
26200 ZARNOTH BRUSH WORKS INC	109915	31100	54	10-123-315	748.00	BROOM REFILL
	Check Date 1/11/2007	Check Nbr	011026		Check Total:	748.00
Grand Total:					6,350,000.02	

CHANGE ORDER

DATE: December 1, 2006

CHANGE ORDER NO: 4

CONTRACTOR: CD Smith Construction, Inc

CONTRACT NO.: M002-940266.02

PROJECT: Water Treatment Plant Modifications

You are directed to make the changes noted below in the subject contract unit number.

4.1 Revise Plant Control System from Central Control to Distr. Panels	DEDUCT \$10,194.00
4.2 Furnish & Install Submersible Level Controls in Waste Washwater Basin	ADD \$5,268.00
4.3 Modify Existing Carbon Hoist Lift Hook & Extend Material Handling Monorail	ADD \$3,164.00
4.4 Substitute Center Guide Check Valves in Lieu of Slanting Disk Check Valves for Intermediate Lift Pumps	DEDUCT \$6,062.00
4.5 Remove 17' x 13' Broken Asphalt at Carbon Loading Area and Replace with Reinforced Concrete Slab	ADD \$1,843.00
TOTAL	-\$5,981.00

The Menasha Common Council approved the CD Smith contract
Change Order authorizes changes

Approved by MU Commission, Nov. 22, 2006
Council Approval

The changes result in the following adjustments:

	CONTRACT - TOTAL	TIME
Prior to this Change Order	\$ 10,350,627.00	_____ Days
Adjustments per this Change Order	\$ - 5,981.00	_____ Days
Current Contract Status	\$ 10,344,646.00	_____ Days

Directed/Authorized
City of Menasha Dept. of Public Works

Accepted

BY: _____

BY: _____

DATE: _____

DATE: _____

CERTIFICATE OF PAYMENT

DATE: January 8, 2007

PAYMENT REQUEST: Two (2)

CONTRACTOR: Dorner, Inc.

ADDRESS: E506 Luxemburg Rd., P.O. Box 129, Luxemburg, WI 54217

CONTRACT UNIT NUMBER: 2006-08

PROJECT DESCRIPTION: Nature's Way

ORIGINAL CONTRACT AMOUNT	\$ 377,951.38
CHANGE ORDER NO. -	AMOUNT: \$ -
PREVIOUS CHANGE ORDER(S):	\$ 3,560.80
TOTAL CONTRACT AMOUNT (INCLUDING CHANGE ORDERS)	\$ 381,512.18
TOTAL EARNED TO DATE (SUMMARY ATTACHED)	\$ 247,440.70
LESS RETAINAGE 5%	\$ 12,372.03
AMOUNT DUE	\$ 235,068.67
PREVIOUS PAYMENTS	\$ 130,339.05
AMOUNT DUE THIS PAYMENT	\$ 104,729.62

ESTIMATE PERIOD: FROM December 14, 2006 TO: January 8, 2007

I certify that all bills for labor, equipment, materials, and services are paid for which previous certificates for payment were issued.

DATE: _____ BY: _____

Lien Waivers from all subcontractors and suppliers shall accompany each Request for Payment. Affidavit of Compliance with Prevailing Wage Rates shall accompany Request for Final Payment.

RECOMMENDED FOR PAYMENT:

DIRECTOR OF PUBLIC WORKS: _____ DATE: _____

APPROVED FOR PAYMENT: COUNCIL APPROVAL DATE: _____

FINANCE DEPARTMENT

<u>ACCOUNT NUMBER</u>	<u>BUDGET</u>	<u>CHARGE TO ACCOUNT</u>
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____
_____	\$ _____	_____

**CITY OF MENASHA
CONTRACT UNIT NO. 2006-08**

Storm Sewer, Sanitary, Water Main, Street Construction & Detention Basin Construction

Date: January 8, 2007
Payment No. TWO

ITEM	QUANTITY	DESCRIPTION	BASE BID		YTD	
			Unit Price	TOTAL	QUANTITY	TOTAL
		Sanitary Sewer				
1	1,095	8" PVC SDR-35 Sanitary Sewer, /lf	\$ 18.00	\$ 19,710.00	1094	\$ 19,692.00
2	50	48" ID Waterproof, Pre-cast Sanitary Manhole/vf	\$ 170.00	\$ 8,508.50	62.23	\$ 10,579.10
3	9	Internal Manhole Chimney Seal/ea	\$ 230.00	\$ 2,070.00		\$ -
4	9	Sanitary Sewer Manhole Castings/ea	\$ 280.00	\$ 2,520.00	9	\$ 2,520.00
5	37	6" PVC Schedule 40 Sanitary Lateral/lf	\$ 20.00	\$ 740.00	36	\$ 720.00
6	696	4" PVC Schedule 40 Sanitary Lateral/lf	\$ 17.00	\$ 11,832.00	724	\$ 12,308.00
7	758	2" Polystyrene Insulation (sanitary)	\$ 5.50	\$ 4,169.00	771	\$ 4,240.50
		Sanitary Sewer Sub Total		\$ 49,549.50		\$ 50,059.60
		Water Main				
1	1,278	8" PVC Water Main/lf	\$ 23.00	\$ 29,394.00	1269	\$ 29,187.00
2	6	Fire Hydrant/ea	\$ 2,100.00	\$ 12,600.00	6	\$ 12,600.00
3	1	8" Tapping Tee and Valve/ea	\$ 2,400.00	\$ 2,400.00	1	\$ 2,400.00
4	74	6" Hydrant Lead/lf	\$ 24.00	\$ 1,776.00	81	\$ 1,944.00
5	6	6" Auxillary Hydrant Gate Valve/ea	\$ 740.00	\$ 4,440.00	6	\$ 4,440.00
6	6	8" Gate Valve/ea	\$ 1,000.00	\$ 6,000.00	6	\$ 6,000.00
7	16	1 1/4" Service Connections/ea	\$ 275.00	\$ 4,400.00	16	\$ 4,400.00
8	686	1 1/4" PVC SDR9 Water Service/lf	\$ 10.00	\$ 6,860.00	684	\$ 6,840.00
9	1	1 1/2" Service Connections/ea	\$ 400.00	\$ 400.00	1	\$ 400.00
10	63	1 1/2" PVC SDR9 Water Service/lf	\$ 10.00	\$ 630.00	56	\$ 560.00
		Water Main Sub Total		\$ 68,900.00		\$ 68,771.00

		Site Grading, Erosion Control & Street Construction					
1	1.07	Clearing and Grubbing/acre	\$ 3,030.00	\$ 3,242.10	1.07	\$ 3,242.10	\$ 3,242.10
2	45	Remove Culvert/lf	\$ 5.00	\$ 225.00		\$	-
3	1,100	Unclassified Excavation/cy	\$ 4.55	\$ 5,005.00		\$	-
4	200	Excavation Below Subgrade (undistributed)/cy	\$ 5.05	\$ 1,010.00		\$	-
5	200	Breaker Run (undistributed)/cy	\$ 14.86	\$ 2,972.00		\$	-
6	13,688	Fine Grading/sy	\$ 0.01	\$ 136.88		\$	-
7	6,436	Crushed Aggregate Base Course/ton	\$ 8.00	\$ 51,488.00		\$	-
8	17,771	Restoration (salvage topsoil, seed, fert, mulch)/sy	\$ 0.70	\$ 12,439.70		\$	-
9	973	2" Asphalt Binder (temp)/ton	\$ 53.25	\$ 51,812.25		\$	-
10	72	Sawcut and Remove Curb/lf	\$ 5.00	\$ 360.00		\$	-
11	1	Sawcut and Remove Asphalt/lump sum	\$ 50.00	\$ 50.00		\$	-
12	85	Sawcutting/lf	\$ 1.50	\$ 127.50		\$	-
13	335	Grassed Drainageway Construction/lf	\$ 4.00	\$ 1,340.00		\$	-
14	2	Install & Maintain Tracking Pad/ea	\$ 1,000.00	\$ 2,000.00	1	\$	1,000.00
15	2,884	Install & Maintain Silt Fence/lf	\$ 1.05	\$ 3,028.20	2884	\$	3,028.20
16	5	Install & Maintain Ditch Checks/ea	\$ 100.00	\$ 500.00	5	\$	500.00
17	25	Inlet Protection/ea	\$ 42.00	\$ 1,050.00	20	\$	840.00
18	91	Riprap with Fabric/sy	\$ 25.00	\$ 2,275.00		\$	-
19	1,949	Erosion Mat Class I, Type B/sy	\$ 1.25	\$ 2,436.25		\$	-
20	1	Excavation & Grading for Stormwater Pond-Nature's Way Subdivision/lump sum	\$ 6,100.00	\$ 6,100.00	1	\$	6,100.00
21	1	Excavation & Grading for Stormwater Pond-Province Terrace/lump sum	\$ 10,100.00	\$ 10,100.00	1	\$	10,100.00
22	500	Borrow (if required)	\$ 5.05	\$ 2,525.00		\$	-
		Site Grading, Erosion Control & Street Construction Sub Total		\$ 160,222.88		\$	24,810.30
		Contract Total		\$ 380,604.38		\$	247,440.70
		Additional Unit Prices				\$	-
	1	Alternate Clay Liner (if required)/sy	\$ 5.05	\$ 5.05		\$	-

-----Original Message-----

From: Kaempfer & Associates, Inc. [mailto:kaempeng@ckaempfer.com]

Sent: Thursday, January 11, 2007 8:40 AM

To: Mark Radtke

Subject: Agreement for Engineering Services

Importance: High

Mark:

Attached for your use is a draft copy of Amendment No. 1 to the Agreement for Engineering Services for the Wastewater Collection System Rehabilitation Improvements project. Engineering services performed under this draft Amendment are required for the planning, design, bidding, and construction of Phase 3 wastewater collection system rehabilitation improvements.

If you find the draft Amendment acceptable, we will prepare and send three copies to you for signature. Please contact me if you have any questions or need additional information.

Taryn S. Nall, P.E.

Kaempfer & Associates, Inc.

(920) 846-3932

AMENDMENT NO. 1 TO
AGREEMENT FOR ENGINEERING SERVICES BETWEEN
CITY OF MENASHA, WISCONSIN
AND KAEMPFER & ASSOCIATES, INC. FOR
WASTEWATER COLLECTION SYSTEM REHABILITATION IMPROVEMENTS

THIS AMENDMENT, made and entered into on this _____ day of _____, 2007, by and between the City of Menasha, Wisconsin, hereinafter referred to as the "Owner", and Kaempfer & Associates, Inc., a corporation, authorized to provide engineering services in the State of Wisconsin, hereinafter referred to as "Engineer":

WITNESSETH:

WHEREAS, the Owner requires engineering services to plan, design, bid, and construct wastewater collection system rehabilitation improvements; and

WHEREAS, Engineer has available and offers to provide personnel and facilities necessary to accomplish the work within the required time.

NOW THEREFORE, Owner and Engineer agree as follows:

I. DESCRIPTION OF PROJECT

Owner and Engineer agree that the Project is as described in Exhibit "A" titled, "Description of Project for Wastewater Collection System Rehabilitation Improvements", and dated January 9, 2007. If, during the course of performing the engineering work, Owner and Engineer agree that it is necessary to make changes in the Project as described in Exhibit "A", such changes will be incorporated into the Agreement by written amendment.

II. SCOPE OF ENGINEERING SERVICES

Engineer agrees to perform those services which are more particularly described hereafter. Unless modified in writing by both parties, duties of Engineer shall not be construed to exceed those services specifically set forth herein. Engineer agrees to perform those planned tasks described in Exhibit "B" titled "Scope of Engineering Services for Wastewater Collection System Rehabilitation Improvements," dated January 9, 2007.

III. SCOPE OF OWNER SERVICES

The Owner shall examine all information presented by the Engineer and render decisions pertaining to this information in a timely manner. The Owner shall designate a person with authority to act on the Owner's behalf on all matters concerning the project.

Owner agrees to provide one copy of all correspondence, published reports, studies and evaluations, sewer televising video tapes and reports, plans and specifications, accurate as-built drawings, and budgets and construction costs concerning the City of Menasha wastewater collection system facilities; and other data requested by the Engineer to complete the project. All borrowed material will be promptly returned to the Owner upon completion of the project.

Owner agrees to perform design services and construction related services for the sanitary manhole and sewer replacement work. Owner agrees to pay for all soil exploration work, material testing and analysis, advertisement for bids, and property surveys. The Owner agrees to provide all permits, and all sites, easements, and right-of-ways needed for construction of the sanitary sewer improvements. Owner agrees to make its properties available and accessible for inspection by the Engineer.

IV. AUTHORIZATION, PROGRESS, AND COMPLETION

In signing this Amendment, the Owner grants the Engineer specific authorization to proceed with work described in Part B1 and Parts B9 through B11 of Exhibit "B". The work shall be completed in accordance with the schedule in Exhibit "A".

V. COMPENSATION

For the services described in Exhibit "B", which are to be performed by the Engineer, the Owner agrees to pay, and the Engineer agrees to accept, compensation in accordance with the methods and schedules set forth in Exhibit "C" dated January 9, 2007.

IN WITNESS WHEREOF, the parties hereto have made and executed this Amendment as of the day and year first above written.

KAEMPFER & ASSOCIATES, INC.

CITY OF MENASHA, WISCONSIN

By _____
Christopher Kaempfer, P.E.
President

By _____
Joseph F. Laux
Mayor

By _____
Taryn S. Nall, P.E.
Secretary

By _____
Deborah Galeazzi
City Clerk

Date _____

Date _____

Approved as to form and execution

By _____
Jeffrey S. Brandt
City Attorney

Date _____

AMENDMENT NO. 1

EXHIBIT "A"

DESCRIPTION OF PROJECT
FOR
CITY OF MENASHA
WASTEWATER COLLECTION SYSTEM REHABILITATION IMPROVEMENTS
JANUARY 9, 2007

Engineering services performed under this Amendment are required for the planning, design, bidding, and construction of Phase 3 wastewater collection system rehabilitation improvements. The work authorized by this amendment is divided into four parts: Project Management, Phase 3 Sewer Rehabilitation Design Services, Phase 3 Sewer Rehabilitation Bidding Services, and Phase 3 Sewer Rehabilitation Construction Related Services.

EXISTING CONDITIONS

Wastewater is collected in the City by a conventional gravity sewer system. The collection system has 265,660 lineal feet of sanitary sewer pipeline ranging in size from 6-inch to 48-inch in diameter. The collection system receives significant amounts of clearwater flows during wet weather conditions. Significant portions of the wastewater collection system are relatively old and are in poor structural condition. A Sewer System Evaluation Survey (SSES) is performed as the first step to identify sources of infiltration and inflow (I/I) that are cost-effective to eliminate and to identify the portions of the wastewater collection system that are in poor structural condition that must be repaired or replaced.

The Phase 3 SSES was performed in 2005 and 2006. The Phase 3 SSES study area is located west of DePere Street, south of Airport Road, east of Little Lake Butte des Morts, and north of the Fox River. The area of the Phase 3 SSES study area is 825 acres. The Phase 3 SSES study area has 461 sanitary manholes and approximately 113,200 lineal feet of sanitary sewer ranging in size from 6-inch diameter to 30-inch diameter.

DESCRIPTION OF PROJECT

The Phase 3 SSES consisted of a manhole inspection program, smoke testing program, sewer televising program, sanitary lateral televising program, and sump pump inspection program. The manhole inspection program included inspection of 461 manholes. The inspection program found 102 manholes that have active infiltration, 251 manholes with strains or deposits, 170 manholes with components in poor structural condition, six manholes with root intrusion, and 230 manholes with covers that have open pick or vent holes. It is estimated that the infiltration rate from the manhole sources is 27.4 gpm (39,456 gpd). It is estimated that the inflow rate from the manhole covers with open pick or vent holes is 23.0 gpm (33,120 gpd).

The smoke testing program identified 13 sources of I/I. It is estimated that the I/I rate for the defects and cross connections is 1.4 gpm (2,016 gpd). The two manhole defects will be corrected in this sewer improvements project. The other 11 defects will be corrected by the property owner as required under the Sewer Use Ordinance.

The sewer televising program included cleaning and televising 414 sanitary sewer segments having a total length of 106,554 feet. One hundred forty-seven segments of the sewer system in the Phase 3 SSES study area are in poor condition. The sewer televising program found 127 sewer segments have offset joints; 106 sewer segments have open joints; 260 sewer segments have multiple cracks, radial cracks, or longitudinal cracks; 146 sewer segments have fractured pipe; 127 sewer segments have deposits; 125 sewer segments have root intrusion; 66 sewer segments have active infiltration; 108 sewer segments have uneven pipe grade (dips); 106 sewer segments have protruding taps; 50 sewer segments have leaking lateral connections; and 113 sewer segments have cracked lateral connections. It is estimated that the infiltration rate from the sanitary sewer defects is 308.3 gpm (443,952 gpd).

The sanitary lateral televising program included televising of 41 sanitary laterals from seven mainline sewer segments in the Phase 2 SSES study area on Brighton Drive. The defects in the sanitary laterals will be corrected by the property owner. After lining is completed on sewer segments, the leaking lateral connections will be grouted.

The Phase 3 SSES included evaluation of 29 sewer segments in the Phase 2 SSES study area, including the seven sewer segments on Brighton Drive, that could not be effectively rehabilitated during the Phase 2 sewer rehabilitation program. The evaluation found 24 sewer segments with fractured pipe. Other defects found included offset joints, deposits, multiple cracks, radial cracks, longitudinal cracks, root intrusion, uneven pipe grade (dips), protruding taps, leaking lateral connections, and cracked lateral connections.

The recommended plan includes rehabilitation of sanitary manholes and sewers. The rehabilitation of manholes will include grouting defects in 15 manholes, reforming the invert in two manholes, patching and sealing joints in two manholes, and backplastering walls that have corroded in two manholes with high strength non-shrink repair mortar. The rehabilitation of manholes will include installation of adjustment rings and replacement of the casting in one manhole and replacing 185 manhole covers. The rehabilitation of manholes will include replacing five manholes and lining 119 manholes with a poured-in-place concrete liner.

The rehabilitation of sanitary sewers will include root cutting, root treatment, and grouting of 28 sewer segments. The rehabilitation of sanitary sewers will include cured-in-place pipeline (CIPP) spot lining of 65 sewer segments in the Phase 3 SSES Study Area and 15 sewer segments in the Phase 2 SSES Study Area. The rehabilitation of sanitary sewers will include CIPP total lining of 124 sewer segments in the Phase 3 SSES Study Area and nine sewer segments in the Phase 2 SSES Study Area. The recommended plan includes replacement of two sewer segments.

The construction costs for the manhole and sewer rehabilitation work is estimated to be \$2,893,500. The total project cost, including engineering and contingencies, is estimated to be \$3,038,200.

PROJECT APPROACH

The Phase 3 Sewer Rehabilitation project will be bid as four unit price contracts. Multiple contracts will eliminate the mark-up associated with major subcontracts and to encourage competitive bidding. It is anticipated that the following contracts will be awarded for the project:

- 07A Sewer Lining Work
- 07B Sewer Rehabilitation Work
- 07C Sewer Replacement Work
- 07D Manhole Lining Work

The contract for sewer lining work will include CIPP total lining of the sanitary sewers. The contract for sewer rehabilitation work will include root treatment and grouting sanitary sewer defects, CIPP spot lining of sewer segments, and grouting and wall repair of sanitary manhole defects. The contract for sewer replacement work will include replacement of sanitary manholes and sewers. The contract for manhole lining work will include poured-in-place concrete lining of manholes, reforming sanitary manhole inverts, installation of adjustment rings, and manhole casting replacement.

The contracts will have unit prices for the major work items. A pre-bid meeting will be held with all interested contractors. All contractors will be prequalified for the project by the City before bids are opened.

PROJECT SCHEDULE

The schedule is designed to allow the sewer rehabilitation work to be completed by August of 2008. Factors influencing the schedule include regulatory approvals and weather conditions. The work will be advertised for a 20 to 30-day period. Bids for all four contracts will be taken on the same day. A 12-month construction period is anticipated. The schedule will be refined when the design is completed. The following is a tentative schedule for implementation of the recommended plan:

<u>Task</u>	<u>Implementation Date</u>
Submit Phase 3 SSES for WDNR review	January 2007
Start preparation of construction plans and specifications for the Phase 3 Sewer Rehabilitation Work	January 2007
Receive WDNR approval of Phase 3 SSES	March 2007
Submit plans & specifications and parallel cost estimate for the Phase 3 Sewer Rehabilitation Work for WDNR review	April 2007
Receive WDNR approval of plans and specifications for sewer improvements	June 2007
Advertise for bids	June 2007
Award contracts	July 2007
Begin construction of sewer improvements	July 2007
Complete construction of sewer improvements	July 2008

AMENDMENT NO. 1

EXHIBIT "B"

SCOPE OF ENGINEERING SERVICES
FOR
CITY OF MENASHA
WASTEWATER COLLECTION SYSTEM REHABILITATION IMPROVEMENTS
JANUARY 9, 2007

The work to be performed under this Amendment is divided into four parts: Project Management, Phase 3 Sewer Rehabilitation Design Services, Phase 3 Sewer Rehabilitation Bidding Services, and Phase 3 Sewer Rehabilitation Construction Related Services. The detailed tasks involved in this part of the work are as described herein.

PART B1 PROJECT MANAGEMENT

The Engineer shall provide professional services for project management of the Phase 3 Sewer System Evaluation Survey project. The detailed tasks involved in this part of the work are as described herein.

Task 1.01 -- Manage the development of the SSES project and wastewater collection system improvements. The task includes the following work items:

- * Meet with the City to review the purpose and scope of project.
- * Develop and monitor a schedule for project. Identify critical dates for regulatory and administrative submittals.
- * Provide monthly written status reports to the City on the progress of the work.

Task 1.02 -- Provide assistance for obtaining financial assistance for the planning, design, and construction of the wastewater collection system improvements. The task includes the following work items:

- * Identify and evaluate possible funding sources. Review funding sources and define funding conditions, application requirements, and submittal deadlines.
- * Meet with the City to discuss and review the funding sources and application requirements.

Task 1.03 -- Provide assistance to the City to obtain Wisconsin Department of Natural Resources (WDNR) Clean Water Fund (CWF) for project. The task includes the following work items:

- * Obtain general information and financial data from the City.
- * Prepare authorized representative resolution and submit to City for council action.
- * Prepare resolution declaring official intent to reimburse expenditures for CWF project. Submit to City for council action.
- * Prepare Notice of Intent to Apply form and Priority Evaluation Review Form and submit to City for approval and submittal to the WDNR Bureau of Community Financial Assistance.
- * Monitor the WDNR's review of forms, answer questions, and furnish information as required.

Task 1.04 -- Prepare a parallel cost estimate for the wastewater collection system improvements project. The parallel cost estimate will compare the cost of the project as designed with the cost of the project if there was no capacity for industry or growth beyond ten years included in the design. The parallel cost ratio will determine the ratio of eligible to ineligible capacity and will determine the amount of financial assistance received. The task includes the following work items:

- * Review the regulatory requirements for preparation of the parallel cost estimate.
- * Discuss the development of the parallel cost estimate with the Owner and WDNR.
- * Establish the criteria for the evaluation of project capacity and incremental cost.
- * Determine costs of improvements for eligible capacity.
- * Evaluate the project cost and determine the ratio of eligible to ineligible capacity.
- * Prepare a parallel cost estimate report.
- * Submit the parallel cost estimate report to the WDNR for review.
- * Monitor the review of the parallel cost estimate, answer questions, and provide additional information as required.

PART B2 PROJECT COORDINATION

The work is completed.

PART B3 MANHOLE INSPECTION PROGRAM

The work is completed.

PART B4 SMOKE TESTING PROGRAM

The work is completed.

PART B5 SEWER TELEVISIONING PROGRAM

The work is completed.

PART B6 SANITARY LATERAL TELEVISIONING

The work is completed.

PART B7 SUMP PUMP INSPECTION PROGRAM

The work is completed.

PART B8 SSES REPORT

The work is completed.

PART B9 PHASE 3 SEWER REHABILITATION DESIGN SERVICES

The Engineer shall provide professional services to prepare a detailed design for the construction of the Wastewater Collection System Rehabilitation Improvements. The detailed tasks involved in this part of the work are as described herein.

Task 9.01 -- Meet with the Owner to determine design requirements, provide updates on the progress of the design work, and discuss any relevant issues concerning the design work.

Task 9.02 -- Develop and monitor a work plan, budget, and schedule for the project. Review work plan, budget, and schedule with the Owner to obtain preliminary approval of project.

Task 9.03 -- Contact state, county, and local governmental agencies to determine limitations on the use of public right-of-way in project area.

- Task 9.04 -- Perform fieldwork to finalize scope of manhole rehabilitation work.
- Task 9.05 -- Review and select sewer rehabilitation methods and materials with Owner.
- Task 9.06 -- Prepare preliminary design for improvements. Review preliminary design with Owner.
- Task 9.07 -- Prepare detailed design to establish wall thickness for cured-in-place sewer liners.
- Task 9.08 -- Develop construction sequence and schedule to determine the length of the construction period.
- Task 9.09 -- Prepare erosion control plan showing minimum required measures to be provided by the contractors.
- Task 9.10 -- Prepare technical specifications, standard details, and construction drawings for the wastewater collection system rehabilitation improvements.
- Task 9.11 -- Develop a proposal schedule and legal and procedural contract documents in accordance with the Owner's recommendations. Review the proposal schedule and contract documents with the Owner.
- Task 9.12 -- Prepare five (5) copies of technical specifications and construction drawings for review by Owner and for submittal to regulatory agencies.
- Task 9.13 -- Review final design with the Owner. Incorporate Owner comments in final design.
- Task 9.14 -- Complete WDNR submittal forms and submit forms and technical specifications and construction drawings to WDNR for approval of the wastewater collection system improvements. Monitor progress of the WDNR review, respond to questions, and furnish additional information as requested.
- Task 9.15 -- Prepare a final cost estimate based on the detailed design. Review final cost estimate with Owner.

PART B10 PHASE 3 SEWER REHABILITATION BIDDING SERVICES

The Engineer shall provide professional services to assist the Owner in obtaining bids for the construction of the Wastewater Collection System Rehabilitation Improvements. The detailed tasks involved in this part of the work are as described herein.

- Task 10.01 -- Develop bidding schedule for the project. Review bidding schedule with the Owner and obtain Owner's approval of bidding schedule.

- Task 10.02 -- Finalize the proposal schedule and legal and procedural contract documents in accordance with Owner's recommendations. Review proposal schedule and contract documents with Owner.
- Task 10.03 -- Request a prevailing wage rate determination from the Department of Workforce Development for the project. Incorporate wage rate determination in Contract Documents.
- Task 10.04 -- Provide thirty (30) copies of the contract documents, including half size drawings, for the wastewater collection system improvements for obtaining bids. Distribute three (3) copies of the contract documents to the Owner for use during bidding.
- Task 10.05 -- Assist the Owner in advertising and obtaining bids. Distribute contract documents to interested parties. Maintain a written list of all plan holders.
- Task 10.06 -- Answer questions regarding contract documents. Maintain a written record of all questions and answers.
- Task 10.07 -- Prepare addenda to clarify intent of contract documents. Issue addenda to all plan holders.
- Task 10.08 -- Assist the Owner with prequalifying contractors for the project. Issue a list identifying all contractors prequalified by the City.
- Task 10.09 -- Attend bid opening and tabulate bids. Prepare a summary and a detailed bid tabulation showing contractor's prices and engineer's estimates.
- Task 10.10 -- Analyze bids and make recommendations for award of contracts. Summarize recommendations in a letter to the Owner.

PART B11 PHASE 3 SEWER REHABILITATION CONSTRUCTION RELATED SERVICES

The Engineer shall provide professional services for construction administration and inspection of the Wastewater Collection System Rehabilitation Improvements for a 12-month construction contract period. The detailed tasks involved in this part of the work are as described herein.

- Task 11.01 -- Prepare and issue Notice of Award.
- Task 11.02 -- Prepare construction contracts for signature and distribute contracts for signature.
- Task 11.03 -- Review and distribute completed contracts and prepare and issue Notice to Proceed.
- Task 11.04 -- Conduct a preconstruction conference with all interested parties. Prepare and distribute a written summary of the meeting.

- Task 11.05 -- Add a copy of addenda to contract documents to be used during construction. Update drawings to reflect changes made by addenda.
- Task 11.06 -- Provide three (3) sets of contract documents, consisting of specifications and half size drawings, and two (2) sets of full size drawings for the contractor's use during construction. Distribute documents to the contractor.
- Task 11.07 -- Review and process contractors payment requests on a monthly basis.
- Task 11.08 -- Prepare and submit Clean Water Fund loan disbursement requests. Answer questions from the City and WDNR on issues relating to the Clean Water Fund disbursement requests.
- Task 11.09 -- Interpret the meaning and intent of the contract documents. Prepare and process Change Orders and prepare and process Field Modification Orders.
- Task 11.10 -- Review and monitor contractor's construction schedule. Conduct periodic on-site meetings with the Owner and Contractor to assist in coordination of the work.
- Task 11.11 -- Review and process contractor's submittals. Maintain a written log showing the date submittals were received, the action taken, and the date they were returned. Forward one copy of all submittals to the City of Menasha Department of Public Works.
- Task 11.12 -- Provide periodic on-site inspection of wastewater collection system rehabilitation work to determine the amount, quality, acceptability, and fitness of the work, material, and equipment which are to be paid for under the contract, and to reject or condemn work, material, or equipment that does not conform to the terms of the contract.
- Task 11.13 -- Provide periodic on-site inspection of wastewater collection system rehabilitation work to decide all questions relative to the classification of materials and the measurement of quantities.
- Task 11.14 -- Review progress of the construction work. Conduct monthly on-site meetings with all contractors to review monthly payment requests.
- Task 11.15 -- Maintain an as-built record of the work on a full size set of drawings from information provided by the Contractor.
- Task 11.16 -- Update drawings to reflect changes made during construction.
- Task 11.17 -- Witness and document start-up and performance tests results required to demonstrate compliance with the contract documents.

- Task 11.18 -- Review sewer televising performed prior to and after sewer repair and rehabilitation work and other documentation of work completed to verify compliance with the contract documents.
- Task 11.19 -- Conduct a preliminary inspection of the improvements and prepare a "punch list" for the contractor.
- Task 11.20 -- Perform field measurements of completed work to determine quantities of unit price items to adjust the contract amount for final payment.
- Task 11.21 -- Conduct final inspection of the project and issue Certificate of Final Acceptance.
- Task 11.22 -- Provide one copy of contractor's submittals to the Owner.
- Task 11.23 -- Provide an as-built record of the work to the Owner on a reproducible set of drawings. Provide one (1) set of full size record drawings and one (1) set of half size record drawings to the Owner. Provide digital files of the record drawings on a CD in ".dwf" format.
- Task 11.24 -- Monitor and document MBE and WBE participation by the construction contractors.
- Task 11.25 -- Prepare and submit project close-out documentation to the WDNR.

AMENDMENT NO. 1

EXHIBIT "C"

COMPENSATION
FOR
CITY OF MENASHA
WASTEWATER COLLECTION SYSTEM REHABILITATION IMPROVEMENTS
JANUARY 9, 2007

Compensation for the services provided under Article II "Scope of Engineering Services" and described in Exhibit "B" shall be as described in Part C1, Method and Amount of Compensation.

PART C1 METHOD AND AMOUNT OF COMPENSATION

The Owner agrees to compensate the Engineer for the services described in Exhibit "B" in accordance with the following table. The amount shown in the table for work performed on a time and expense basis is the estimated cost. The total cost of engineering services for Part B1 and Parts B9 through B11 shall not exceed the amounts shown for Part B1 and Parts B9 through B11 of \$128,550 for the scope of work described in Part B1 and Part B9 through B11.

<u>Part</u>	<u>Description</u>	<u>Method</u>	<u>Compensation Amount</u>
B1	Project Management	T & E	\$24,750
B2	Project Coordination	T & E	Completed
B3	Manhole Inspection Program	T & E	Completed
B4	Smoke Testing Program	T & E	Completed
B5	Sewer Televising Program	T & E	Completed
B6	Sanitary Lateral Televising	T & E	Completed
B7	Sump Pump Inspection Program	T & E	Completed
B8	Report Preparation	T & E	Completed
B9	Phase 3 Sewer Rehabilitation Design Services	T & E	\$32,500
B10	Phase 3 Sewer Rehabilitation Bidding Services	T & E	\$12,500
B11	Phase 3 Sewer Rehabilitation Construction Related Services	T & E	\$58,800

AMENDMENT NO. 1

EXHIBIT "D"

KAEMPFER & ASSOCIATES, INC.
Hourly Direct Salary Costs
2007

The following direct salary costs will be used to develop labor costs for time and expense work performed in 2007.

<u>LABOR CATEGORY</u>	<u>SALARY COST DOLLARS PER HOUR</u>
Chief Engineer	\$37.30
Senior Engineer - 6	32.45
Senior Engineer - 5	30.10
Senior Engineer - 4	27.85
Senior Engineer - 3	25.50
Engineer - 5	24.35
Engineer - 4	23.20
Engineer - 3	20.90
Engineer - 2	18.60
Engineer - 1	16.30
Engineering Assistant - 4	16.75
Engineering Assistant - 3	15.00
Engineering Assistant - 2	13.25
Engineering Assistant - 1	11.50
Technician - 5	17.50
Technician - 4	16.30
Technician - 3	15.10
Technician - 2	13.95
Technician - 1	12.80
Clerical - 4	15.10
Clerical - 3	13.95
Clerical - 2	12.80
Clerical - 1	11.65

The following mileage rates will be used for work performed in 2007:

<u>Vehicle</u>	<u>Cost Per Mile, Dollars</u>
Automobile	\$0.30
Truck/Van	\$0.40

ORDINANCE O -1 - 07

AN ORDINANCE RELATING TO CITY OF MENASHA PURCHASING POLICY

Introduced by Alderman Taylor

The Common Council of the City of Menasha does ordain as follows:

SECTION 1: Sec. 3 – 1 – 17 is created to read:

- (a) The purchase of any service or product by the City of Menasha where it is expected that the total cost will exceed \$2500 shall require the Department wishing to make that purchase to solicit Requests for Proposals.
- (b) The Request for Proposals specified in sec. 3 – 1 – 17 (a) shall be advertised in a commercially reasonable manner so as to provide the opportunity for the City of Menasha to obtain the lowest price for the services or products.
- (c) In the event that a Department Head is recommending that the City choose a product or service that is not the lowest proposal, that Department Head shall supply the Common council with a written statement as to the reasons the lowest proposal is not selected.
- (d) If a Department Head believes that a vendor supplying a proposal is not qualified to provide the service or the product, that Department Head shall refer to the Common Council a recommendation that the vendor be disqualified. The Common council shall hold a hearing and decide whether the vendor shall be disqualified.
- (e) Any previous purchasing policies conflicting with this ordinance are rescinded.

SECTION 2: This ordinance shall become effective upon its passage and publication as provided by law.

Passed and approved this _____ day of _____, 2007.

Joseph F. Laux, Mayor

ATTEST:

Deborah A. Galeazzi, City Clerk

ORDINANCE O - 2 - 07

AN ORDINANCE RELATING TO "DRY NIGHTS" AT LICENSED PREMISES

Introduced by Alderman Taylor

The Common Council of the City of Menasha does ordain as follows:

SECTION 1: Sec. 11-5-3 is repealed and recreated to read as follows:

SEC. 11-5-3 UNDERAGE PERSONS' PRESENCE IN PLACES OF SALE; PENALTY.

(a) **RESTRICTIONS.** An underage person not accompanied by his or her parent, guardian or spouse who has attained the legal drinking age may not enter or be on any premises for which a license or permit for the retail sale of alcohol beverages has been issued for any purpose except the transaction of business pertaining to the licensed premises with or for the licensee or his or her employee. The business may not be amusement or the purchase, receiving or consumption of edibles or beverages or similar activities which normally constitute activities of a customer of the premises. This paragraph does not apply to:

- (1) An underage person who is a resident, employee, lodger or boarder on the premises controlled by the proprietor, licensee or permittee of which the licensed premises consists or is a part.
- (2) An underage person who enters or is on a "Class A" retail intoxicating liquor premises for the purpose of purchasing edibles or beverages other than alcohol beverages. An underage person so entering the premises may not remain on the premises after the purchase.
- (3) Hotels, drug stores, grocery stores, bowling alleys, cars operated by any railroad, regularly established athletic fields, stadiums or public facilities as defined in Sec. 125.51(5)(b)1.d, Wis. Stats., which are owned by a county or municipality.
- (4) Premises in the state fair park, concessions authorized on state-owned premises in the state parks and state forests as defined or designated in Chs. 27 and 28, Wis. Stats., and parks owned or operated by agricultural societies.
- (5) Ski chalets, golf clubhouses and private tennis clubs.
- (6) Premises operated under both a Class "B" or "Class B" license or permit and a restaurant permit where the principal business conducted is that of a restaurant. If the premises are operated under both a Class "B" or "Class B" license or permit and a restaurant permit, the principal business conducted is presumed to be the sale of alcohol beverages, but the presumption may be rebutted by competent evidence.
- (7) An underage person who enters or remains on a Class "B" or "Class B" premises for the purpose of transacting business at an auction or market as defined in Sec. 125.32(4)(b)1, Wis. Stats., if the person does not enter or remain in a room where alcohol beverages are sold or furnished.
- (8) An underage person who enters or remains in a room on Class "B" or "Class B" licensed premises separate from any room where alcohol beverages are sold or served for the purpose of engaging in marching or drilling with a group of other persons if no alcohol beverages are furnished or consumed by any person in the room where the underage person is present and the presence of underage persons is authorized under this Subsection. An underage person may enter and remain on Class "B" or "Class B" premises under this Subsection only if the municipality which issued the Class "B" or "Class B" license adopts an ordinance permitting underage persons to enter and remain on

the premises as provided in this Subsection and the law enforcement agency responsible for enforcing the ordinance issues to the Class "B" or "Class B" licensee a written authorization permitting underage persons to be present under this Subsection on the date specified in the authorization. Before issuing the authorization, the law enforcement agency shall make a determination that the presence of underage persons on the licensed premises will not endanger their health, welfare or safety or that of other members of the community. The licensee shall obtain a separate authorization for each date on which underage persons will be present on the premises.

- (9) A person who is at least 18 years of age and who is working under a contract with the licensee, permittee or corporate agent to provide entertainment for customers on the premises.
- (10) An underage person who enters or remains on Class "B" or "Class B" licensed premises on a date specified by the licensee or permittee during times when no alcohol beverages are consumed, sold or given away. During those times, the licensee, the agent named in the license if the licensee is a corporation or limited liability company or a person who has an operator's license shall be on the premises unless all alcohol beverages are stored in a locked portion of the premises. The licensee shall notify the local law enforcement agency, in advance, of the times underage persons will be allowed on the premises under this subdivision.
- (11) An underage person who enters or remains in a dance hall attached to Class "B" or "Class B" licensed premises if the dance hall is separate from any room where alcohol beverages are sold, if there is a separate entrance to the dance hall and if no alcohol beverages are furnished or consumed by any person in the dance hall where the underage person is present.
- (12) An underage person who enters and remains on premises for which a temporary Class "B" license is issued under s. 125.26 (6) if the licensee is authorized by the official or body of the municipality that issued the license to permit underage persons to be on the premises under s. 125.26 (6) and if the licensee permits persons to be on the premises.

SECTION 2: This ordinance shall become effective upon its passage and publication as provided by law.

Passed and approved this _____ day of _____, 2007.

Joseph F. Laux, Mayor

ATTEST:

Deborah A. Galeazzi, City Clerk

Attorney's Note: Alderman Taylor requested an ordinance to allow "dry nights" at licensed premises. When Menasha adopted the State statute regarding underage persons on licensed premises, sec. 9 -12 did not exist. Sec. 10 covers "dry nights". I included the others to match the s. 125.07 (3).

ORDINANCE O - 3 - 07

AN ORDINANCE AMENDING TITLE 13 BY MAKING CERTAIN CHANGES IN THE DISTRICT (Drifka Rezoning)

The Common Council of the City of Menasha does ordain as follows:

SECTION 1: The Zoning Ordinance Title 13 and the Zoning District made a part thereof is hereby amended by changing the following properties on Oneida Street and Province Terrace as follows:

From R-1 Single Family Residential to C-1 General Commercial

Lots 1,2,16,17, and 18, Province Terrace Plat. As recorded in the Calumet County Register of Deeds office as Document #405482.

From R-1 Single Family Residential to C-3 Business and Office

Lots 3, 4, 5, 6, 7, 8, and 9, Province Terrace Plat. As recorded in the Calumet County Register of Deeds office as Document #405482.

From R-1 Single Family Residential to C-1 General Commercial

Parcel #7-54 described as follows: A parcel of land described as follows, to wit: Commencing at the Southwest corner of the following described premises: Commencing at a point in the West line of the Northwest Quarter (NW ¼) of Section Number Seven (7), Township Number Twenty (20) North of Range Eighteen (18) East, City of Menasha, Calumet County, Wisconsin, Sixty-eight and four forty-sevenths (68 & 4/47ths) rods North of the Southwest corner thereof, thence East Ninety-four (94) rods, thence North Fifty-one (51) and three forty-sevenths (3/47ths) rods, thence West ninety-four (94) rods, thence South Fifty-one (51) and three forty-sevenths (3/47ths) rods to the place of beginning, and being the same land recorded in Vol. 26 of Deeds, page 185 and 186, Calumet County records, "which shall be the place of beginning, thence North Seventy-two (72) feet on the line that is parallel to the East boundary of Federal Highway "10", thence East a distance of 302.5 feet; thence South Seventy two (72) feet on the line that is parallel to the East boundary of said highway "10", thence West a distance of 302.5 feet to the place of beginning. And continuing with a parcel of land in the Northwest Quarter (NW ¼) of Section Seven (7), Township Twenty (20) North, Range Eighteen (18) East, City of Menasha, Calumet County, Wisconsin, and more particularly described as follows: The West 302.5 feet of the North 144.0 feet of the South 216.0 feet of the following described land: commencing at a point in the west line of the Northwest Quarter (NW ¼) of Section Seven (7), Township Twenty (20) North, Range Eighteen (18) East, 68 rods and 4/47 rods North of the Southwest corner thereof, thence East 94.0 rods, thence North 51 and 3/47th rods, thence West 94.0 rods, thence South 51 and 3/47th rods to the point of beginning, being the same land as described in Volume 26 of Deeds, page 185 and 186, Calumet County Records.

Less and excepting from parcels 1 and 2 the premises described in deeds in the State of Wisconsin, Department of Transportation recorded in the office of the register of Deeds for Calumet County, Wisconsin on 6 December 1982, Jacket 273, Image 34 and 36, as Document No. 166396 and 166398. As recorded in the Calumet County Register of Deeds office as Document #265493.

Parcel #7-56 described as follows: Lot One (1) of Certified Survey Map No. 486, recorded in the office of the Register of Deeds for Calumet County, Wisconsin on December 8, 1976, in Volume 3 of Survey Maps on page 221, as Document No. 141807. Being a part of the Northwest of Section 7, Township 20 North, Range 18 East, formerly in the City of Menasha and Town of Harrison, now in the City of Menasha, Calumet County, Wisconsin. Less and excepting therefrom premises conveyed to State of Wisconsin Department of Transportation in Jacket 311, Image 11, as Document No. 167665. As recorded in the Calumet County Register of Deeds office as Document #402840.

Parcel #7-52-1 described as follows: Lot One (1), Certified Survey Map No. 1123 filed in the Office of the Register of Deeds for Calumet County, Wisconsin on August 1, 1985, in Volume 8 on Page 56, as Document No. 178634, being part of the Fractional Northwest $\frac{1}{4}$ of Section 7, Township 20 North, Range 18 East, City of Menasha, Calumet County, Wisconsin; Less and Excepting therefrom premises described in Warranty Deed recorded in Jacket 3229, Image 26, Calumet County, Wisconsin. As recorded in the Calumet County Register of Deeds office as Document #402843.

Parcel #7-52-2 described as follows: A parcel of land in the Northwest of Section 7, Township 20 North, Range 18 East, City of Menasha, Calumet County, Wisconsin, and particularly described as follows
Beginning at a point in the West line of said Northwest Sixty-eight and Four forty-sevenths (68 and $\frac{4}{47}$) rods North of the Southwest corner of said Northwest, thence North on the West line of said Northwest , a distance to 693 95 feet to the point of beginning of the parcel as herein described, thence East 302 5 feet to an iron stake, thence North 150 05 feet, thence West 302 5 feet to the West line of said Northwest , thence South on said West line 150 05 feet to the place of beginning

Less and excepting therefrom any portion of the above described parcel lying North of the following described line Commencing at a point on the West line of said Northwest , 119 $\frac{7}{47}$ rods North of the Southwest corner of said Northwest , running thence in an Easterly direction to the East line of the above described premises and the termination of said line

Also excepting therefrom any portion of the above described premises lying within the following described premises, to-wit A parcel of land in the Northwest of Section 7, Township 20 North, Range 18 East, and more particularly described as follows

Beginning at a point in the West line of said Northwest 68 and $\frac{4}{47}$ rods North of the Southwest Corner of said Northwest , thence North on the West line of said Northwest , a distance of 698 558 feet more or less to the point of beginning of the parcel as herein described, said point being the Northwest corner of land conveyed to Carl R Melchon's and Ann Melchon's, his wife, in Volume 77 of Deeds, page 298 of the Calumet County Registry, thence East along the North line of the property described in Volume 77 of Deeds, page 298 of the Calumet Registry, 302 5 feet to an iron stake, thence North 70 392 feet more or less, thence West 302 5 feet to the West line of said Northwest , thence South on the said West line 70 392 feet to the place of beginning

Also excepting premises as conveyed in Warranty Deed to State of Wisconsin, Department of Transportation recorded in Jacket 291, Image 38, as Document No 166996. As recorded in the Calumet County Register of Deeds office as Document #402351.

Parcel #7-52-3 described as follows:

PARCEL I

The South $\frac{1}{2}$ of a parcel of land in the Northwest corner of the Northwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, Section 7, Township 20 North, Range 18 East, in the City of Menasha, Calumet County, Wisconsin, more particularly described as follows

Beginning at the Northwest corner of the Northwest $\frac{1}{4}$ of said Section 7, thence East on the Section line, 290 4 feet to an iron stake, thence South on a line that is parallel to the West line of said Northwest $\frac{1}{4}$, a distance of 150 0 feet to an iron stake, thence West on a line that is parallel to the North line of the parcel as herein described, a distance of 290 4 feet to the West line of said Northwest $\frac{1}{4}$ and the center line of public highway "10", thence North on said West line of said Northwest $\frac{1}{4}$, a distance of 150 0 feet to the Northwest corner of said Section 7 and the place of beginning Excepting therefrom that portion of the above described which lies within the boundaries of a parcel conveyed to Calumet County described as A strip of land one (1) foot on the South end and seven (7) feet on the North along the West line of said property beginning at the Northwest corner of said Section 7, extending thence South a distance of 680 feet, also excepting any portion of the above that lies within the right-of-way of U S Hwy "10" Also excepting therefrom that portion of the above described premises conveyed to the State of Wisconsin, Department of Transportation by Warranty Deed dated November 16, 1982 and recorded in the office of the Register of Deeds for Calumet County, Wisconsin on January 21, 1983 in Jacket 291, Image 49, as Document No 167006

PARCEL II

Outlot One (1) of CERTIFIED SURVEY MAP NO 1620, filed in the office of the Register of Deeds for Calumet County, Wisconsin in Volume 11 of Certified Survey Maps on Page 149, as Document No 229183, being part of the Northwest $\frac{1}{4}$ of the Fractional Northwest $\frac{1}{4}$ of Section 7, all in Township 20 North, Range 18 East, City of Menasha, Calumet County, Wisconsin. As recorded in the Calumet County Register of Deeds office as Document #402330.

From C-3 Business and Office to C-1 General Commercial

Parcel #7-50-3 described as follows: Lot Two (2), Certified Survey Map No. 1939 filed in the Office of the Register of Deeds for Calumet County, Wisconsin on November 5, 1996, in Volume 14 on Page 6, as Document No. 262087, being part of Lot 3 of Certified Survey Map 1873, recoded in Volume 13 on Page 205 as Document No. 255041, being part of the Northwest $\frac{1}{4}$ of Section 7, Township 20 North, Range 18 East, City of Menasha, Calumet County, Wisconsin. As recorded in the Calumet County Register of Deeds office as Document #391337.

Parcel #7-53-1 described as follows: Lot One (1), Certified Survey Map No. 1872 filed in the Office of the Register of Deeds for Calumet County, Wisconsin on March 4, 1996, in Volume 13 on Page 202, as Document No. 255004, being part of Lot One (1) and part of Lot Two (2) of Certified Survey Map 1123, located in the Fractional Northwest $\frac{1}{4}$ of Section Seven (7), Township Twenty (20) North,

Range Eighteen (18) East, City of Menasha, Calumet County, Wisconsin. As recorded in the Calumet County Register of Deeds office as Document #405383.

SECTION TWO: All Ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed.

SECTION THREE: This ordinance shall become effective upon its passage and publication as provided by law.

Passed and approved this _____ day of _____, 2007.

ATTEST:

Joseph F. Laux, Mayor

Deborah A. Galeazzi, City Clerk



Proposed Rezonings

- R-1 to C-1
- C-3 to C-1
- R-1 to C-3



RESOLUTION R – 2 – 07

RESOLUTION RELATING TO REDUCTION OF POLL WORKERS.

Introduced by Aldermen Chase.

WHEREAS, there will be a Primary Election in the City of Menasha on February 20, 2007, and

WHEREAS, it is expected that the voter turnout will be light.

NOW, THEREFORE, BE IT RESOLVED, that the number of poll workers at each polling location in the City of Menasha be reduced from five to three.

Passed and approved this _____ day of January, 2007.

Joseph F. Laux, Mayor

Attest:

Deborah A. Galeazzi, City Clerk

Kaempfer & Associates, Inc.

Consulting Engineers

650 East Jackson St. P.O. Box 150
Oconto Falls, Wisconsin 54154
(920) 846-3932 Fax (920) 846-8319

DATE: January 9, 2007 E145-05.01

TO: Mark Radtke, P.E., Director of Public Works
City of Menasha

FROM: Taryn S. Nall, P.E. *TSN*

PROJECT: Phase 3 Wastewater Collection System Improvements

RE: Reimbursement Resolution

It is recommended that a Clean Water Fund (CWF) Loan application be submitted to the Wisconsin Department of Natural Resources (WDNR) to obtain a low interest loan (2.475% for a 20-year period) for the Phase 3 Wastewater Collection System Improvements project. The City of Menasha passed a reimbursement resolution for the CWF loan obtained for the Phase 2 Wastewater Collection System Improvements. The WDNR requires municipalities to adopt a reimbursement resolution for each project. The resolution declares the City's official intent to reimburse its municipal account if the City intends to use proceeds from a tax-exempt debt issue to reimburse its municipal account from which project costs were paid prior to the availability of the proceeds from the debt issue. The U.S. Department of Treasury adopted the current reimbursement regulations (26 CFR 1.150-2) effective on July 1, 1993. Project costs paid by a municipality out of its internal accounts, prior to adopting a reimbursement resolution, may not be eligible for reimbursement from the CWF loan proceeds. The WDNR will not process the CWF application we plan to submit in March if the City has not adopted a reimbursement resolution. The adoption of this resolution does not commit the City to expend any funds for the project.

RESOLUTION NO. R – 3 – 07

RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE
EXPENDITURES FOR CLEAN WATER FUND LOAN PROGRAM

WHEREAS, the City of Menasha, Wisconsin (the "Municipality") owns and operates a sewerage system (the "System") as a public utility; and

WHEREAS, the Municipality plans to construct Phase 3 Wastewater Collection System Improvements (the "Project"); and

WHEREAS, the Municipality expects to receive a loan (the "Loan") from the State of Wisconsin Clean Water Fund Loan Program (the "Program") to finance the project and expects to issue tax exempt bonds (the "Bonds") to the Program in evidence of the Loan; and

WHEREAS, because the Loan will not become available prior to 2007, the Municipality must provide interim financing to cover costs of the Project incurred prior to receipt of the Loan; and

WHEREAS, it is necessary, desirable, and in the best interests of the Municipality to advance moneys from its funds on hand on an interim basis until the Loan becomes available and the Bonds can be issued.

NOW, THEREFORE, BE IT RESOLVED by the City of Menasha, Wisconsin, that:

Section 1. Expenditure of Funds. The Municipality shall make expenditures as needed from its funds on hand to pay the costs of the Project until Bond proceeds become available.

Section 2. Declaration of Official Intent. The Municipality hereby officially declares its intent under Treas. Reg. Section 1.150-2 to reimburse said expenditures with proceeds of the Bonds, the principal amount of which is not expected to exceed \$3,000,000.

Section 3. Unavailability of Long-Term Funds. No funds for payment of the Project from sources other than the Bonds are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside by the Municipality pursuant to its budget or financial policies.

Section 4. Public Availability of Official Intent Resolution. This resolution shall be made available for public inspection at the City Clerk's office within thirty (30) days after its approval in compliance with applicable State law governing the availability of records of official acts including subchapter II of Chapter 19, and shall remain available for public inspection until the Bonds are issued.

Section 5. Effective Date. This resolution shall be effective upon its adoption and approval.

Dated this ____ day of _____, 2007.

OFFERED BY: _____
Councilman

SECONDED BY: _____
Councilman

APPROVED:

Joseph F. Laux, Mayor

ATTEST:

Deborah A. Galeazzi, City Clerk

I hereby certify that the foregoing resolution was duly adopted by the Menasha Common Council at a legal meeting held on _____, 2007.